

EXHIBIT NN

United States District Court
Southern District Of New York

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<p>Virginia L. Giuffre, Plaintiff, v. Ghislaine Maxwell, Defendant.</p>	:	<p>15-cv-07433-RWS</p>
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**DEFENDANT GHISLAINE MAXWELL'S
INITIAL F.R.C.P. 26(a)(1)(A) DISCLOSURES**

Pursuant to F.R.C.P. 26(a)(1)(A), Defendant Ghislaine Maxwell makes the following disclosures:

I. IDENTITIES OF INDIVIDUALS LIKELY TO HAVE DISCOVERABLE INFORMATION RELEVANT TO DISPUTED FACTS ALLEGED WITH PARTICULARITY IN THE PLEADINGS

1. Ghislaine Maxwell
c/o Laura A. Menninger, Esq.
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Denver, CO 80203
303-831-7364
LMenninger@HMFLaw.com

Ms. Maxwell is the Defendant and may have knowledge concerning matters at issue, including the events of 1999-2002 and the publication of statements in the press in 2011-2015.

2. Virginia Lee Roberts Giuffre
c/o Sigrid S. McCawley, Esq.
Boies, Schiller & Flexner LLP
401 East Las Olas Boulevard, Suite 1200

Miami, Florida 33301
(954) 356-0011
smccawley@bsflp.com

Ms. Giuffre is the Plaintiff and has knowledge concerning the matters at issue in her Complaint, including the events of 1996-2015 and the publication of statements in the press in 2011-2015.

3. Philip Barden
Devonshires Solicitors LLP
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London, United Kingdom
EC2M 7DT
DX: 33856 Finsbury Square
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Philip.Barden@devonshires.co.uk

Mr. Barden has knowledge concerning press statements by Plaintiff and Defendant in 2011-2015 at issue in this matter.

4. Paul Cassell
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Salt Lake City, UT 84112
801-585-5202
paul.cassell@law.utah.edu

Mr. Cassell has knowledge concerning press statements by Plaintiff, Plaintiff's court pleadings, and Plaintiff's sworn testimony.

5. Alan Dershowitz
c/o Richard A. Simpson, Esq.
WILEY REIN, LLP
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Washington, D.C. 20006
(202) 719-7000

Mr. Dershowitz has knowledge concerning Plaintiff's false statements to the press, in court pleadings, and in sworn testimony, at issue in this matter.

6. Bradley Edwards
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Dated: February 24, 2016.

Respectfully submitted,

s/ Laura A. Menninger

Laura A. Menninger (LM-1374)
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Attorney for Ghislaine Maxwell

CERTIFICATE OF SERVICE

I certify that on February 24, 2016, I electronically served this *DEFENDANT GHISLAINE MAXWELL'S INITIAL F.R.C.P. 26(A)(1) DISCLOSURES* via e-mail on the following:

Sigrid S. McCawley
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smccawley@bsflp.com

s/ Laura A. Menninger

Laura A. Menninger

EXHIBIT OO

To: Sharon.Churcher@mailonsunday.co.uk [Sharon.Churcher@mailonsunday.co.uk]
From: Virginia Giuffre
Sent: Thur 5/12/2011 2:21:43 AM
Importance: Normal
Subject: Re: Good News!!
Received: Thur 5/12/2011 2:21:43 AM

Thanks again Shazza, I'm bringing down the house with this book!!!
xoxo Jenna

-- On Wed, 11/5/11, Sharon.Churcher@mailonsunday.co.uk <Sharon.Churcher@mailonsunday.co.uk> wrote:

From: Sharon.Churcher@mailonsunday.co.uk <Sharon.Churcher@mailonsunday.co.uk>
Subject: Re: Good News!!
To: "Virginia Giuffre" <[REDACTED]>
Received: Wednesday, 11 May, 2011, 4:17 PM

Don't forget Alan Dershowitz...JE's buddy and lawyer..good name for your pitch as he repped Claus von Bulow and a movie was made about that case...title was Reversal of Fortune. We all suspect Alan is a pedo and tho no proof of that, you probably met him when he was hanging out w JE

|----->
|From: |
|----->
>
|Virginia Giuffre [mailto:[REDACTED]]
|----->
|----->
|To: |
|----->
>
|Sharon Churcher
|----->
|----->
|Date:
|----->
>
|10/05/2011 23:00 GMT
|----->
|----->
|Subject: |
|----->
>
|Good News!!
|----->

|----->
|Hi Sharon,
|
|Hello gorgeous, I hope this message comes to you on a bright, sunny day!!!
|I took your advice about what to offer Sandra and she accepted. Were
|drawing up a contract through her agent right now and getting busy to meet

|my deadline. Just wondering if you have any information on you from when |
|you and I were doing interviews about the J.E story. I wanted to put the |
|names of some of these assholes, oops, I meant to say, pedo's, that J.E |
|sent me to. With everything going on my brain feels like mush and it would|
|be a great deal of help!
|Having fun sweetie? |

|Thanks,
|Jenna |

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Registered No 84121 England.

To: Sharon Churcher [Sharon.Churcher@mailonsunday.co.uk]
From: Virginia Giuffre
Sent: Wed 6/8/2011 11:19:55 PM
Importance: Normal
Subject: Re: Virginia Roberts
Received: Wed 6/8/2011 11:19:55 PM

Hi Buddy,

You are absolutely right...nail biting is an understatement of the century!!!
We didn't have any trouble with spiders or anything like that yesterday, it was more my daughter that gave everyone a spook! She wandered off when I turned my back to look at homemade jam and found her outside in the bush chasing the roo's!! My own miniature Tarzan!!!

My fingers and toes are crossed and I'm thinking positive!!!

Much Love,
Jenna

--- On Wed, 8/6/11, Sharon Churcher <Sharon.Churcher@mailonsunday.co.uk> wrote:

From: Sharon Churcher <Sharon.Churcher@mailonsunday.co.uk>
Subject: Re: Virginia Roberts
To: "[REDACTED]"
Received: Wednesday, 8 June, 2011, 11:59 AM

Roo's. You lucky things -- but did you have to duck under spider webs? They were strung between trees when I went.

Re Jarred: it is a nailbiting wst but remember he is only one agent. He was keen to see it which is good. If he doesn't go for it, there are others. Different tastes. When did you send it?

Shazza
XOOO

From: Virginia Giuffre [REDACTED]
Sent: Wednesday, June 08, 2011 07:27 AM
To: Sharon Churcher
Subject: Re: Virginia Roberts

Dearest Shazza,
Once again you have really outdone yourself...MANY, MANY, THANKS!!!

I took the kids to the Australian Walkabout Park today and enjoyed the scenic walks and many kangaroos. Rob and I had good chuckle about our adventures at the Reptile Park with you and Mike ...good times!!! Have you heard from Mike? I hope he is well and if you ever speak, tell him I sent a BIG hello.

I really appreciate everything you have helped with, as a friend you have gone beyond the call of duty!!!

I hope we hear back from Jarred soon!!

xoxoxo Jenna

--- On Wed, 8/6/11, Sharon Churcher <Sharon.Churcher@mailonsunday.co.uk> wrote:

From: Sharon Churcher <Sharon.Churcher@mailonsunday.co.uk>
Subject: Virginia Roberts
To: "jarred halperin agent (jarred@objectivecent.com)" <jarred@objectivecent.com>
Cc: "Virginia Giuffre" <[REDACTED]>
Received: Wednesday, 8 June, 2011, 2:31 AM

Hi Jarred

Hopefully you have Virginia's book pitch by now.

She has some amazing names which she can share with you in confidence and I think she also has a human interest story that could appeal to the Oprah/female set as well as the Wall Streeters who follow Epstein – a hedge fund king.

Here are a few of our stories about Virginia, plus some examples of the massive US and other international media pickup. Vanity Fair are doing a piece I believe in their August issue. The FBI have reopened the Epstein case due to Virginia's revelations. I also am attaching a link to a NY Magazine profile of Epstein....written before his world combusted. The FBI believe he was essentially running a private – and mobile -- brothel for some of the world's richest and most influential men.

He got off the first time round after retaining Kenneth Starr (who witchhunted Bill Clinton) and Alan Dershowitz (von Bulow's appeal lawyer, who inspired the movie Reversal of Fortune). The US Justice Dept is investigating corruption allegations against at least one prosecutor involved in the case.

Best regards,

Sharon

<http://www.dailymail.co.uk/news/article-1361039/Prince-Andrew-girl-17-sex-offender-friend-flew-Britain-meet-him.html>

<http://www.dailymail.co.uk/news/article-1363452/Bill-Clinton-16-year-old-massause-1-met-twice-claims-Epsteins-girl.html>

http://www.nypost.com/p/news/local/manhattan/pervy_mogul_lent_me_out_Ba1v1IrcQq9ADFIQXewyoJ

http://blogs.villagevoice.com/runninscared/2011/02/virginia_robert.php

<http://billionaires.forbes.com/article/03rxq112IP9nv> (This one, in Forbes Magazine, seems to require subscribing but you get the gist)

<http://www.telegraph.co.uk/news/uknews/theroyalfamily/8362690/Prince-Andrew.html>

<http://www.dailytelegraph.com.au/news/the-prince-a-paedophile-and-the-sex-slave-teen/story-e6frejy9-1226013783984>

http://nymag.com/nymetro/news/people/n_7912/

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EXHIBIT PP

IN THE UNITED STATES DISTRICT COURT

SOUTHERN DISTRICT OF NEW YORK

Civil Action No. 15-cv-07433-RWS

CONFIDENTIAL VIDEO DEPOSITION OF
VIRGINIA GIUFFRE, VOLUME II

November 14, 2016

VIRGINIA L. GIUFFRE,

Plaintiff,

v.

GHISLAINE MAXWELL,

Defendant.

APPEARANCES:

BOIES, SCHILLER & FLEXNER LLP
By Sigrid S. McCawley, Esq.
401 East Las Olas Boulevard
Suite 1200
Fort Lauderdale, FL 33301
Phone: 954.356.0011
smccawley@bsfllp.com
Appearing on behalf of the Plaintiff

1 APPEARANCES: (Continued)

2 HADDON, MORGAN AND FORMAN, P.C.
3 By Laura Menninger, Esq.
4 Jeffrey S. Pagliuca, Esq.
5 150 East 10th Avenue
6 Denver, CO 80203
7 Phone: 303.831.7364
8 lmenninger@hmflaw.com
9 jpagliuca@hmflaw.com
10 Appearing on behalf of the
11 Defendant

12 Also Present:
13 Ann Lundberg, Paralegal
14 Maryvonne Tompkins, Videographer

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1 Pursuant to Notice and the Federal Rules
2 of Civil Procedure, the continued video
3 deposition of VIRGINIA GIUFFRE, called by Defendant,
4 was taken on Monday, November 14, 2016, commencing at
5 8:04 a.m., at 150 East 10th Avenue, Denver, Colorado,
6 before Pamela J. Hansen, Registered Professional
7 Reporter, Certified Realtime Reporter and Notary
8 Public within Colorado.

9 * * * * *

10 I N D E X

11 VIDEO DEPOSITION OF VIRGINIA GIUFFRE, VOLUME II

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1 didn't see them take pictures of the backs of them.
2 I'm not too sure who.

3 Q You don't remember sending to them a
4 photograph that included this wood around another
5 photograph?

6 A No.

7 Q Okay. You have mentioned a journalist by
8 the name of Sharon Churcher.

9 A Yes.

10 Q You are aware that Sharon Churcher
11 published news stories about you?

12 A Yes.

13 MS. MCCAWLEY: Objection.

14 Go ahead.

15 Q (BY MS. MENNINGER) Is anything that you
16 have read in Sharon Churcher's news stories about you
17 untrue?

18 A I think Sharon did print some things that
19 I think she elaborated or maybe misheard. But, I
20 mean, if you have a specific document to show me, I'd
21 love to look at it and read it and tell you what I
22 think.

23 Q Is there anything, as you sit here today,
24 that you know of that Sharon Churcher printed about
25 you that is not true?

1 A Not off the top of my head. If you show
2 me, like, a news clipping article or something, I can
3 definitely read it for you.

4 Q Is there anything that you know of that
5 Sharon Churcher has printed about Ghislaine Maxwell
6 that is not true?

7 A No, not off -- no, not off the top of my
8 head.

9 Q Is there anything that you recall saying
10 to Sharon Churcher that she then printed something
11 different than what you had said to her?

12 A Yeah, I've read stuff. I mean, I just --
13 I can't remember what, but I read something that I
14 think was, Oh, she got that wrong. I can't remember
15 an exact example off the top of my head.

16 Q Did you ever complain to Sharon Churcher
17 about things that she got wrong?

18 A I didn't see a point. I might have, but
19 I -- I didn't see a point really because it's already
20 printed, you know.

21 Q You had a fairly voluminous set of
22 communications with Sharon Churcher by e-mail,
23 correct?

24 MS. MCCAWLEY: Objection.

25 A Voluminous, like a lot of them?

1 Q (BY MS. MENNINGER) Yes.

2 A Yes.

3 Q And during any of those communications, do
4 you know whether she printed things about you after
5 you had any of those communications?

6 MS. MCCAWLEY: Objection.

7 A I don't know. I know a lot of stuff was
8 printed, and I never really stopped to read who
9 printed the article, or wrote the article, I should
10 say. Sorry.

11 Q (BY MS. MENNINGER) Okay. I'll show you
12 Defendant's Exhibit 7.

13 (Exhibit 7 marked.)

14 THE DEPONENT: Thank you.

15 Q (BY MS. MENNINGER) I'll let you read
16 through the statements on the first page there, and
17 if there is anything that is not absolutely true,
18 just put a check by it and we'll come back to it.

19 A It's not very clear how she wrote it. "I
20 flew to the Caribbean with Jeffrey and then Ghislaine
21 Maxwell went to pick up Bill in a huge black
22 helicopter that Jeffrey had bought her."

23 That wasn't an eyewitness statement.

24 Like, I didn't see her do it. Ghislaine was the one
25 who told me about that; that she's the one who flew

1 Bill.

2 Q All right. If you just want to put a
3 check by it, then we'll just come back and talk about
4 each one.

5 A Okay.

6 Q Just to move things along.

7 A Okay. I have made three checkmarks.

8 Q All right.

9 MS. MCCAWLEY: And I just -- before you
10 continue, I just want to identify for the record,
11 since this doesn't have any identifiers on it, are
12 you representing that these are statements from
13 Sharon Churcher?

14 MS. MENNINGER: I'm not representing
15 anything. I'm asking the witness questions about
16 these statements. I asked her is anything on here
17 not true. That's all I asked her.

18 Q (BY MS. MENNINGER) So which ones did you
19 put checkmarks by, Ms. Giuffre?

20 A I'd have been -- I'm sorry. "I'd have
21 been about 17 at the time. I flew to the Caribbean
22 with Jeffrey and then Ghislaine Maxwell went to pick
23 up Bill in a huge black helicopter that Jeffrey had
24 bought her."

25 Q Okay. And what else did you put a check

1 by?

2 A "I used to get frightened flying with her
3 but Bill had the Secret Service with him and I
4 remember him talking about what a good job" --
5 sorry -- "job she did."

6 Q Okay. And what else did you put a check
7 by?

8 A "Donald Trump was also a good friend of
9 Jeffrey's. He didn't partake in any sex with any of
10 us but he flirted with me. He'd laugh and tell
11 Jeffrey, 'you've got the life.'"

12 Q Other than the three you've just
13 mentioned --

14 A Yeah.

15 Q -- everything else on here is absolutely
16 accurate?

17 MS. MCCAWLEY: Objection.

18 A Yes. Well, to the best of my
19 recollection, yes.

20 Q (BY MS. MENNINGER) All right. What is
21 inaccurate about, "I'd have been about 17 at the
22 time. I flew to the Caribbean with Jeffrey and then
23 Ghislaine Maxwell went to pick up Bill in a huge
24 black helicopter that Jeffrey had bought her"?

25 A Because it makes it kind of sound like an

1 eyewitness thing.

2 Q Okay. Did you say that statement to
3 Sharon Churcher?

4 A I said to Sharon that Ghislaine told me
5 that she flew Bill in the heli- -- the black
6 helicopter that Jeffrey bought her, and I just wanted
7 to clarify that I didn't actually see her do that. I
8 heard from Ghislaine that she did that.

9 Q You heard that from Ghislaine, and then
10 you reported to Sharon Churcher that you had heard
11 that from Ghislaine.

12 A Correct.

13 MS. MCCAWLEY: Objection.

14 A I heard a lot of things from Ghislaine
15 that sounded too true -- too outrageous to be true,
16 but you never knew what to believe, so...

17 Q (BY MS. MENNINGER) Okay. And after
18 Sharon Churcher printed what she said you said, did
19 you complain to her that it was inaccurate?

20 A I might have verbally with her, but again,
21 I didn't see a point in making a hissy over it
22 because what was done was done. She had already
23 printed.

24 Q What was inaccurate about, "I used to get
25 frightened flying with her but Bill" said -- "had the

1 Secret Service with him and I remember him talking
2 about what a good job she did"?

3 A I just don't remember saying that to her.
4 I don't remember saying I remember him talking about
5 what a good job she did.

6 Q All right.

7 A I just don't remember that at all.

8 Q Okay. And I guess, just to be clear, my
9 questions wasn't do you remember saying this to
10 Sharon Churcher; my question is, is that statement
11 accurate?

12 MS. MCCAWLEY: Well, objection.

13 Q (BY MS. MENNINGER) Did you used to get
14 frightened flying with her?

15 A Yes.

16 Q Okay. Did Bill have the Secret Service
17 with him?

18 A They were there, but not like on the --
19 not where we were eating.

20 Q Do you remember Bill talking about what a
21 good job she did?

22 A I don't remember that.

23 Q So what is inaccurate about that
24 statement?

25 A I just -- it's inaccurate because I don't

1 remember him talking about what a good job she did.

2 I don't remember that.

3 Q Does it inaccurately suggest that Bill had
4 the Secret Service with him on a helicopter?

5 MS. MCCAWLEY: Objection.

6 A Well, not being an eyewitness to it, I
7 wouldn't be able to tell you. I can't tell you what
8 I don't know.

9 Q (BY MS. MENNINGER) And do you believe you
10 said that statement to Sharon Churcher?

11 A I mean, Sharon and I talked a lot, and if
12 she misheard me or just wrote it in the way that she
13 thought she should, I have no control over that. So
14 I'm not too sure.

15 Q Did she record your interviews?

16 A Some of them. Some of them she didn't. I
17 mean, we, like -- we, like, met for like a week, and
18 we spent a lot of time together, and then even after
19 that we just continued, like, kind of a friendship.

20 Q All right. What's inaccurate about the
21 last statement on that page?

22 A "Donald Trump was also a good friend of
23 Jeffrey's." That part is true.

24 "He didn't partake in any" of -- "any sex
25 with any of us but he flirted with me." It's true

1 that he didn't partake in any sex with us, and but
2 it's not true that he flirted with me. Donald Trump
3 never flirted with me.

4 Then the next sentence is, "He'd laugh and
5 tell Jeffrey, 'you've got the life.'" I never said
6 that to her.

7 Q When you say, "he didn't partake in any
8 sex with any of us," who is "us"?

9 A Girls. Just --

10 Q How do you know who Donald Trump -- Trump
11 had sex with?

12 A Oh, I didn't physically see him have sex
13 with any of the girls, so I can't say who he had sex
14 with in his whole life or not, but I just know it
15 wasn't with me when I was with other girls.

16 Q And who were the other girls that you were
17 with in Donald Trump's presence?

18 A None. There -- I worked for Donald Trump,
19 and I've met him probably a few times.

20 Q When have you met him?

21 A At Mar-a-Lago. My dad and him, I wouldn't
22 say they were friends, but my dad knew him and they
23 would talk all the time -- well, not all the time but
24 when they saw each other.

25 Q Have you ever been in Donald Trump and

1 Jeffrey Epstein's presence with one another?

2 A No.

3 Q What is the basis for your statement that
4 Donald Trump is a good friend of Jeffrey's?

5 A Jeffrey told me that Donald Trump is a
6 good friend of his.

7 Q But you never observed them together?

8 A No, not that I can actually remember. I
9 mean, not off the top of my head, no.

10 Q When did Donald Trump flirt with you?

11 A He didn't. That's what's inaccurate.

12 Q Did you ever see Donald Trump at Jeffrey's
13 home?

14 A Not that I can remember.

15 Q On his island?

16 A No, not that I can remember.

17 Q In New Mexico?

18 A No, not that I can remember.

19 Q In New York?

20 A Not that I can remember.

21 Q All right. If you could turn to the
22 second page and read through those. Let me know if
23 any of those are inaccurate. Just put a check by
24 them and then we'll come back.

25 A Okay.

1 MS. MCCAWLEY: Before you go, Virginia,
2 I'm going to object to the use of the second page of
3 this document. There's no time frame on it. There's
4 no source reference to it, so it's entirely unclear
5 where this has come from.

6 Q (BY MS. MENNINGER) Okay. Are you done?

7 A Yes.

8 Q Okay. What's the first one you've put a
9 check by?

10 A "The hammock photo was all over the
11 houses," in parentheses. And Bill Clinton and -- I'm
12 sorry, "Bill Clinton and Andrew," in parentheses,
13 "had to have seen it."

14 "All over the houses" is not my statement
15 and an exaggeration. They did have that picture in
16 the houses. And I believe, if I remember the
17 conversation correctly, she asked, Could have Bill
18 Clinton and Andrew seen the picture? And I said,
19 Yes, it's possible that they could have seen it.

20 So, I mean, it's just that -- it's not
21 that it's totally inaccurate. I just think it's like
22 journalist writing, had to have seen it. It doesn't
23 mean they saw it. I just think that if it was in
24 front of them, they would have seen it.

25 Q So she told you that -- you told her that

1 the photograph was in the houses -- houses?

2 A Yes. I know he had it in New York on his
3 desk. I know he had it in Palm Beach. I know he had
4 it in the Caribbean. And I don't know if he had it
5 in New Mexico. I can't remember New Mexico. Maybe.

6 Q Where in Palm Beach was the photograph?

7 A The massage room.

8 Q Was that -- you did not say that they --
9 it was all over the houses?

10 A Correct. All over the houses would imply
11 that it's everywhere in the house, so...

12 Q You did not say that Andrew and Clinton
13 had to have seen the photograph?

14 A Correct. I -- it was more of a, if they
15 were in front of it, they would have seen it, kind of
16 a thing. I'm not saying it right. But it wasn't,
17 like, had to have seen it.

18 Q All right. What's the next statement that
19 you put a check by?

20 A I'm sorry, excuse me. My kids shared a
21 beautiful cough with me again.

22 "I spent four years as a millionaire's
23 personal masseuse."

24 Q What is inaccurate about that statement?

25 A We now know, according to the timelines

1 that Mar-a-Lago was able to provide for us, that it
2 was not four years.

3 Q How many years was it?

4 A More like 2-1/2, I think, if I'm right, or
5 two. I'm sorry, I'm really bad at math. But yes,
6 the two period.

7 Q What's the next statement that you have
8 put a check by?

9 A "I was a pedophile's dream." I think she
10 took that out of context and made that her own little
11 headline.

12 Q Did you say that to her?

13 A I said something along the line like, I --
14 the -- the pedos loved me because I would do
15 everything that they wanted for them. But do I think
16 that -- yeah, I -- I know she made that line up
17 herself, the pedos -- pedophile's dream.

18 Q What's the next one you put a check by?

19 A I put a question mark next to the next
20 one. It says, "Three years later she was reunited
21 with her family." I don't know what that pertains
22 to. I don't know what timeline that means.

23 Q Was there a period of three years where
24 you were not with your family?

25 A There's been longer periods than that

1 that -- when I wasn't with my family. That's what I
2 mean, I don't understand where that comes from.

3 "Three years later she was reunited with her family."

4 Q Prior to 2002, was there a period of three
5 years where you were not with your family?

6 A No.

7 Q Okay. Did you say to Sharon Churcher,
8 three years later, she was reunited with her family?

9 A That's what I don't understand. I don't
10 even know what that time periods pertains to.

11 Q Do you recall saying that to Sharon
12 Churcher?

13 A No.

14 Q What's the next one you put a check by?

15 A "After about two years he started to ask
16 me to entertain his friends."

17 Q What's wrong with that statement?

18 A It wasn't two years. I don't know where
19 she got that from.

20 Q Okay. How long was it?

21 A Like, I can't give you an exact time
22 period, but it wasn't right in the beginning. It was
23 after my training, or so to speak training. So, I
24 mean, my best guesstimate would be anywhere between
25 four to six months.

1 Q So you did not say to Sharon Churcher,
2 "After about two years he asked me to entertain his
3 friends"?

4 A Correct.

5 Q What's the next one you put a check by?

6 A That's it. That's all I put a checkmark
7 next to.

8 Q So the rest of these are absolutely
9 accurate?

10 A Nothing a journalist writes is absolutely
11 accurate, but it's -- it sounds accurate, yes.

12 Q Do you recall Jeffrey Epstein saying to
13 you, "I've got a good friend and I need you to fly to
14 the island to entertain him, massage him and make him
15 feel how you make me feel"?

16 MS. MCCAWLEY: Objection.

17 Go ahead.

18 A I do remember him saying that, and I think
19 that's more of a general- -- generalization for all
20 the times that I was sent to the -- where is this --
21 the island to entertain people. And that would be a
22 quote that she made but from my words saying that's
23 what he said to me when I had to go be with these
24 people that he sent me to.

25 Q (BY MS. MENNINGER) Did you say that

1 sentence to her?

2 MS. MCCAWLEY: Objection.

3 A I -- I can't remember. Like I said, I
4 think it's more of a generalization.

5 Q (BY MS. MENNINGER) Did you meet Al Gore?

6 A Yes.

7 Q Did you meet Heidi Klum?

8 A Yes.

9 Q Did you meet Naomi Campbell?

10 A Yes.

11 Q Did you go on a six-week trip with Epstein
12 in 2001?

13 A Yeah. Yes. Sorry.

14 Q When in 2001 did you go on a six-week trip
15 with him?

16 A I don't remember exactly when it was, but
17 it's that -- it's the one where we went to Tangier,
18 Morocco, England. I can't remember where else we
19 went. France.

20 Q Did the FBI tell you that Epstein had
21 hidden cameras watching you the entire time, even
22 when you were in the bathroom?

23 A Yes.

24 Q Did the FBI tell you "Everything he did
25 was illegal because I was under age"?

1 A Yes.

2 Q Who in the FBI told you that?

3 A Whichever agent I was talking to.

4 Q Which agent were you talking to?

5 A I can't remember. I know I was talking to
6 Jason Richards, and there was a girl, I think -- I
7 want -- I want to say her name was Christina Pryor,
8 just off the top of my head. And then I think there
9 was two other agents actually at the consulate
10 building. I don't remember their names. Very hazy.

11 Q When was this conversation with the FBI?

12 A After Sharon printed the articles, the
13 first articles that came out. I don't know how many
14 she printed, but when the first articles came out,
15 after that the FBI contacted me.

16 Q And was the statement that the FBI told
17 you "Everything he did was illegal because I was
18 under age," in response to you telling them that you
19 were age 15 when you met Jeffrey?

20 MS. MCCAWLEY: Objection.

21 A Well, that was the closest proximity I had
22 to go off of.

23 Q (BY MS. MENNINGER) Okay.

24 A So, yes. Although I still was under age,
25 I mean, even if I was 16 and 17.

1 Q Okay. And then if you could do the last
2 page, same way; a check by anything that's not
3 absolutely accurate.

4 MS. MCCAWLEY: Okay. I'm going to object
5 to this as the last page has no identifier of time or
6 source on it.

7 A Okay. I'm ready.

8 Q (BY MS. MENNINGER) All right. Which ones
9 are inaccurate?

10 A The first one is, "Virginia got a
11 part-time job as a changing room assistant." I was a
12 full-time person there. Sorry.

13 Q Okay. So did you say that to Sharon?

14 A Again, I don't remember that exact
15 conversation, but I know it was a full-time job,
16 and -- I mean, full-time as in the, you know, the 9
17 to 5 or whatever hours it was, so it wasn't
18 part-time. I don't remember the exact conversation
19 that we had.

20 Q Okay. What's the next thing you put a
21 check by?

22 A I put a question mark next to, "Another
23 lady led me into Jeffrey's bedroom. The lady walked
24 me straight through into the massage room."

25 I have no idea what circumstance that

1 pertains to. Again, I don't know what that means. I
2 don't even know what other lady she's talking about.
3 So...

4 Q So you don't recall saying that to Sharon
5 Churcher?

6 A Correct. I don't even know what it means.

7 Q Okay. What's the next one you have a
8 check by?

9 A "Afterwards, she was given two \$100 bills
10 and told to return the next day. That was the
11 beginning of the four years she spent with Epstein."

12 Q All right. What's wrong about that
13 statement?

14 A Well, again, I just want to say that the
15 four years was inaccurate based upon memory and not
16 an actual timeline that we were able to get.

17 Q Did you say that to Sharon Churcher, that
18 it was four years?

19 A I don't know if I said that to her or --
20 oh, yeah, did I tell her it was four years? Yes, I
21 did. I'm sorry.

22 Q Okay. What else did you put a check by?

23 A Well, this one is a question mark again.
24 "Radar online has obtained exclusive diary entries of
25 a Teen Sex Slave."

1 It wasn't really a diary. It was, like, I
2 don't know how many pages of something that I wrote,
3 and Sharon used it, so...

4 Q Did you tell Sharon it was your diary
5 entry?

6 A She knew it wasn't a diary entry. No.

7 Q Okay. Were you a teen sex slave?

8 A Yes.

9 Q What's the next one you have a checkmark
10 by?

11 A "I also saw Prince Andrew at a Ranch in
12 New Mexico."

13 Q Did you tell that to Sharon Churcher?

14 A No. And I think it's a mistake. Maybe
15 she meant somewhere else, but because we had been
16 talking about so much, maybe she just put New Mexico.
17 I don't think Sharon intentionally lied on any of
18 these. I just -- I think we talked so much over a
19 period of a week, and then after that we had phone
20 conversations, and so on and so forth, that some of
21 the information just got misheard or mishandled, or
22 whatever.

23 Q And what was printed was inaccurate?

24 A Was that printed? I don't -- I don't
25 remember reading that in the papers, but if it was

1 printed it's inaccurate.

2 Q Do you recall reading any of the ones that
3 you put a checkmark by in the papers?

4 A There's been so much printed, it's hard
5 for me to remember. I mean, yes, it does sound like
6 stuff I read before.

7 Q When you spoke with Sharon Churcher, you
8 agreed to waive your anonymity, right?

9 A I did.

10 Q Why did you agree to do that?

11 A I felt it was time for me to tell my
12 story. I felt it was a good time for me to come
13 forward. I had done so much healing, and I thought
14 that it would be good for other people to hear what's
15 going on, how it's happening, how vulnerable other
16 girls can be and not even know the damage that it
17 causes later in life. And I just thought it would be
18 the right thing to do to come forward.

19 Q You authorized her to publish your name?

20 A I did.

21 Q And your photograph?

22 A Yes.

23 Q In 2011?

24 A I think that was the year, yes.

25 Q You posed for photographs with her,

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I, VIRGINIA GIUFFRE, do hereby certify that
I have read the foregoing transcript and that the
same and accompanying amendment sheets, if any,
constitute a true and complete record of my
testimony.

Signature of Deponent

- () No amendments
- () Amendments attached

Acknowledged before me this _____ day
of _____, 20____.

Notary Public: _____

My Commission Expires: _____

Seal:

PJH

1 STATE OF COLORADO)

2) ss. REPORTER'S CERTIFICATE

3 COUNTY OF DENVER)

4 I, Pamela J. Hansen, do hereby certify that
5 I am a Registered Professional Reporter and Notary
6 Public within the State of Colorado; that previous to
7 the commencement of the examination, the deponent was
8 duly sworn to testify to the truth.

9 I further certify that this deposition was
10 taken in shorthand by me at the time and place herein
11 set forth, that it was thereafter reduced to
12 typewritten form, and that the foregoing constitutes
13 a true and correct transcript.

14 I further certify that I am not related to,
15 employed by, nor of counsel for any of the parties or
16 attorneys herein, nor otherwise interested in the
17 result of the within action.

18 In witness whereof, I have affixed my
19 signature this 23rd day of November, 2016.

20 My commission expires September 3, 2018.

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Pamela J. Hansen, CRR, RPR, RMR
216 - 16th Street, Suite 600
Denver, Colorado 80202

Epstein did invite two young brunettes to a dinner which he gave on his Caribbean island for Mr. Clinton shortly after he left office.

✓ I'd have been about 17 at the time. I flew to the Caribbean with Jeffrey and then Ghislaine Maxwell went to pick up Bill in a huge black helicopter that Jeffrey had bought her.

I remember she was very excited because she got her license around the first year we met.

✓ I used to get frightened flying with her but Bill had the secret service with him and I remember him talking about what a good job she did.

I don't remember seeing Bill again on the trip but I assume Ghislaine flew him back.

Virginia disclosed that Mr. Clinton's vice-president Al Gore and his wife, Tipper, were also guests of Epstein on his island.

Virginia said that yet another American liberal icon, Senator George Mitchell, frequently visited Epstein's New York residence. Mr. Mitchell, aged 77, was very close to Jeffrey, Virginia recalled.

I also met Naomi Campbell at a birthday party of hers on a yacht in the South of France. She is a friend of Ghislaine's but she was a real bitch to me.

✓ Donald Trump was also a good friend of Jeffrey's. He didn't partake in any sex with any of us but he flirted with me. He'd laugh and tell Jeffrey, 'you've got the life.'

ah
EXHIBIT

7

Giuttre
AGREN BLANDO REPORTING
11-14-16

Ghislaine took nude picture of me lying naked in a hammock, posed with my legs open, a bit provocatively that I gave to Jeffrey for his birthday.

✓ The hammock photo was "all over the houses" and Bill Clinton and Andrew "had to have seen" it.

✓ I spent four years as millionaire's personal masseuse.

I was living on the streets, beaten up and slept with at least two older men in return for food.

While on the streets, I slept with men for money.

✓ I was a paedophile's dream.

2 Three years later she was reunited with her family.

✓ After about two years, he started to ask me to 'entertain' his friends.

She recalls he said "I've got a good friend and I need you to fly to the island to entertain him, massage him and make him feel how you make me feel."

The way it usually worked was I'd been sent to meet a man on the private island Jeffrey owned in the Caribbean, or at his ranch in New Mexico, which was really isolated.

I met famous friends of his such as Al Gore and Heidi Klum and Naomi Campbell.

She was, she says, delighted when Epstein invited her to accompany him on a six-week trip in 2001.

FBI told me that Epstein had hidden cameras watching me the entire time even when I was in the bathroom. I was so embarrassed.

The FBI told me everything he did was illegal because I was under age.

✓ Virginia got a part-time job as a changing room assistant.

I told Ghislaine I wanted to become a masseuse and she said she worked for a very wealthy gentleman who was looking for a traveling masseuse. I'd get training and be paid well.

✓ Another lady led me into Jeffrey's bedroom. The lady walked me straight through into the massage room.

✓ Afterwards, she was given two \$100 bills and told to return the next day. That was the beginning of the four years she spent with Epstein.

✓ Radar Online has obtained exclusive "Diary entries" of "Teen Sex Slave".

I led Prince Andrew into the upstairs bathroom next to the room I was staying in.

I was doing my best trying to put on a good show for him by slowly undressing and started to pour a bath.

He was caressing every part of my naked body and filling my head with endless compliments about my blossoming figure.

He paid careful attention to my toes and was licking them.

✓ I also saw Prince Andrew at the Ranch in New Mexico.

EXHIBIT QQ

To: sharon churcher[sharon.churcher@mailonsunday.co.uk]
From: Virginia Giuffre
Sent: Fri 5/20/2011 2:20:09 AM
Importance: Normal
Subject: How ya doing??
Received: Fri 5/20/2011 2:20:09 AM

Hi Buddy,

I hope you are stopping to smell the daffodils once in a while and having a good day!! I am so excited today because I can go sign with an agent as my contract is finished with "Mail On Sunday"...YEAH!! Sandra and I have been working really hard to get me ready for my trip to the U.S in a few weeks and I was wondering if I could use your advice again. She has got an INT'L agent who is interested in speaking with me and I don't want to say "Yes" to the first bite because I'm not sure what to look for in an agent. What could you recommend that I do? I will send Jarred and Irene (your recommended agent) a copy of the synopsis and sample chapters but how do I choose the right one for "The Story"? Do you know anyone else that might be interested in this as well? If so, i am keen on speaking with anyone who might be. I am soooooo excited about this and will keep you updated with the progressing events. When I am in New York we have to meet up for some city shopping and take the kids to Central Park to see the Zoo, given there will be no masturbating kangaroo's for you to make friends with, but who know's? I am looking forward to showing Robbie around and he's got some family out there as well we have to catch up with. Such busy times, but I'm loving it!! Anyways I hope your taking care and catch me up on your fun times!!

Take care,
Jenna

EXHIBIT RR

IN THE UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

Civil Action No. 15-cv-07433-RWS

CONFIDENTIAL VIDEOTAPED DEPOSITION OF
VIRGINIA GIUFFRE

May 3, 2016

VIRGINIA L. GIUFFRE,

Plaintiff,

v.

GHISLAINE MAXWELL,

Defendant.

APPEARANCES:

FAMER, JAFFE, WEISSING, EDWARDS, FISTOS &
LEHRMAN, P.L.

By Brad Edwards, Esq.
425 N. Andrews Avenue
Suite 2
Fort Lauderdale, FL 33301
Phone: 954.524.2820
brad@pathtojustice.com
Appearing on behalf of the
Plaintiff

BOIES, SCHILLER & FLEXNER LLP

By Sigrid S. McCawley, Esq. (For Portion)
401 East Las Olas Boulevard
Suite 1200
Fort Lauderdale, FL 33301-2211
Phone: 954.356.0011
smccawley@bsfllp.com
Appearing on behalf of the
Plaintiff

1 APPEARANCES: (Continued)

2 HADDON, MORGAN AND FORMAN, P.C.
3 By Laura A. Menninger, Esq.
4 Jeffrey S. Pagliuca, Esq.
5 150 East 10th Avenue
6 Denver, CO 80203
7 Phone: 303.831.7364
8 lmenninger@hmflaw.com
9 jpagliuca@hmflaw.com
10 Appearing on behalf of the
11 Defendant

12 Also Present:

13 Brenda Rodriguez, Paralegal
14 Nicholas F. Borgia, CLVS Videographer

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1 Pursuant to Notice and the Federal Rules
2 of Civil Procedure, the VIDEOTAPED DEPOSITION OF
3 VIRGINIA GIUFFRE, called by Defendant, was taken on
4 Tuesday, May 3, 2016, commencing at 9:00 a.m., at 150
5 East 10th Avenue, Denver, Colorado, before Kelly A.
6 Mackereth, Certified Shorthand Reporter, Registered
7 Professional Reporter, Certified Realtime Reporter
8 and Notary Public within Colorado.

9
10 * * * * *
I N D E X

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14 PRODUCTION REQUEST(S):

15 (None.)
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1 Some names have been changed in order to protect
2 other people.

3 Q (BY MS. MENNINGER) Protect their privacy?

4 A Protect their privacy, yeah, I would say,
5 just not getting them involved in, if this were to
6 ever go public.

7 Q Well, again, without rereading the whole
8 manuscript --

9 A Reading it, yeah. I'm trying to see if I
10 can -- see something in here.

11 Q Let me narrow my question and maybe that
12 will help.

13 A Yes.

14 Q Is there anything -- well, first of all,
15 did you author that entire manuscript?

16 A Yes, I did.

17 Q Did anyone else author part of that
18 manuscript?

19 A Do you mean did anyone else write this
20 with me?

21 Q Right.

22 A No.

23 Q That's all your writing?

24 A This is my writing.

25 Q Okay. To the best of your recollection,

1 as you sit here right now, is there anything in that
2 manuscript about Ghislaine Maxwell that is untrue?

3 A I don't believe so. Like I said, there is
4 a lot of stuff that I actually have left out of here.

5 Q Um-hum.

6 A So there is a lot more information I could
7 put in there. But as far as Ghislaine Maxwell goes,
8 I would like to say that there is 99.9 percent of it
9 would be to the correct knowledge.

10 Q All right. Is there anything that you --
11 and I understand you're doing this from memory. Is
12 there anything that you recall, as you're sitting
13 here today, about Ghislaine Maxwell that is contained
14 in that manuscript, that is not true?

15 A You know, I haven't read this in a very
16 long time. I don't believe that there's anything in
17 here about Ghislaine Maxwell that is not true.

18 MR. EDWARDS: I'd just ask, Counsel, if
19 you have anything specific to show her about
20 Ghislaine Maxwell --

21 MS. MENNINGER: I'll ask questions.

22 MR. EDWARDS: -- I'll have her look at it.

23 MS. MENNINGER: I'll ask questions.

24 MR. EDWARDS: I know, but I want the
25 record clear that if she hasn't read it in a long

1 I, VIRGINIA GIUFFRE, do hereby certify that
2 I have read the foregoing transcript and that the
3 same and accompanying amendment sheets, if any,
4 constitute a true and complete record of my
5 testimony.

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9 _____
Signature of Deponent
10 () No Amendments
() Amendments Attached

11 Acknowledged before me this
12 _____ day of _____, 2016.

13

14 Notary Public: _____

15 Address: _____

16 _____

17 My commission expires _____

18 Seal:

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21 KAM

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1 STATE OF COLORADO)

2) ss. REPORTER'S CERTIFICATE

3 COUNTY OF DENVER)

4 I, Kelly A. Mackereth, do hereby certify
5 that I am a Registered Professional Reporter and
6 Notary Public within the State of Colorado; that
7 previous to the commencement of the examination, the
8 deponent was duly sworn to testify to the truth.

9 I further certify that this deposition was
10 taken in shorthand by me at the time and place herein
11 set forth, that it was thereafter reduced to
12 typewritten form, and that the foregoing constitutes
13 a true and correct transcript.

14 I further certify that I am not related to,
15 employed by, nor of counsel for any of the parties or
16 attorneys herein, nor otherwise interested in the
17 result of the within action.

18 In witness whereof, I have affixed my
19 signature this 11th day of May, 2016.

20 My commission expires April 21, 2019.

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Kelly A. Mackereth, CRR, RPR, CSR
216 - 16th Street, Suite 600
Denver, Colorado 80202

**United States District Court
Southern District of New York**

Virginia L. Giuffre,

Plaintiff,

Case No.: 15-cv-07433-RWS

v.

Ghislaine Maxwell,

Defendant.

**PLAINTIFFS' RESPONSE TO DEFENDANT'S
MOTION FOR SUMMARY JUDGMENT**

Sigrid McCawley
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401 E. Las Olas Blvd., Suite 1200
Ft. Lauderdale, FL 33301
(954) 356-0011

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I. PRELIMINARY STATEMENT

There can be no question that disputed issues of material facts preclude granting summary judgment when, in a one-count defamation case, Defendant presents the Court with a 68-page memorandum of law, a 16-page statement of purported facts, and approximately 700 pages of exhibits. The sheer scope of Defendant's response, if anything, conclusively demonstrates that volumes of disputed facts surround the core question of whether Defendant abused Ms. Giuffre. Indeed, Defendant acknowledges a dispute between the parties as to whether she abused Ms. Giuffre. *See, e.g.*, Motion for Summary Judgment at 1; Motion to Dismiss at 1. This Court already said that this disputed factual question is central to this case:

Either Plaintiff is telling the truth about her story and Defendant's involvement, or defendant is telling the truth and she was not involved in the trafficking and ultimate abuse of Plaintiff. The answer depends on facts. Defendant's statements are therefore actionable as defamation. Whether they ultimately prove to meet the standards of defamation (including but not limited to falsity) *is a matter for the fact-finder.*

Order Denying Defendant's Motion to Dismiss at 10. While this fact remains in dispute, summary judgment is foreclosed.

But even turning to Defendant's claims, the avalanche of aspersions she casts upon Ms. Giuffre and her counsel should not distract the Court from the fact that the instant motion cannot come within sight of meeting the standard for an award of summary judgment. The most glaring and emblematic example of the Defendant's far-fetched claims appears in her attempt to move away from her defamatory statement by arguing that it was her attorney and not her, who issued the defamatory statement for the press to publish, though she is forced to admit the statement was made on her behalf. This is an untenable position to take at trial, and an impossible argument to advance at the summary judgment stage, as both the testimonial and documentary evidence positively refute that argument. Defendant incorrectly asks this Court to make a factual

finding that her defamatory press release was actually a legal opinion, issued not by her, but by her lawyer, to the media, despite documentary evidence showing otherwise.

Defendant also argues that she has proven the truth of her statement calling Ms. Giuffre a liar with respect to the statements Ms. Giuffre made about Defendant. To the contrary, voluminous evidence, both documentary and testimonial from numerous witnesses, corroborate Ms. Giuffre's account of Defendant's involvement in the sexual abuse and trafficking of Ms. Giuffre. Just to briefly highlight a few, Johanna Sjoberg, testified that Defendant recruited her under the guise of a legitimate assistant position, but asked her to perform sexual massages for Epstein, and punished her when she didn't cause Epstein to orgasm.¹ Tony Figueroa testified that Defendant contacted him to recruit high school-aged girls for Epstein, and also testified that Maxwell and Epstein participated in multiple threesomes with Virginia Giuffre. Even more shockingly, the butler for Defendant's close friend witnessed, first-hand, a fifteen-year-old Swedish girl crying and shaking because Defendant was attempting to force her to have sex with Epstein and she refused. This is a fraction of the testimony that will be elicited at trial about Defendant's involvement in the sexual abuse and trafficking of Ms. Giuffre.

Defendant's primary argument in support of her contention that she did not abuse and traffic Ms. Giuffre as a minor child is that employment records show that Ms. Giuffre was either sixteen or seventeen when Defendant recruited her from her job at Mar-a-Lago for sex with Epstein, not fifteen-years-old as Plaintiff originally thought. Call this the "yes-I'm-a-sex-trafficker-but-only-of-sixteen-year-old-girls" defense. Defendant does not explain why sexual abuse of a fifteen year old differs in any material way from sexual abuse of a sixteen or seventeen year old. All instances involve a minor child, who cannot consent, and who is

¹See McCawley Dec. at Exhibit 16, Sjoberg Dep. Tr. at 8:5-10; 13:1-3; 12:17-14:3; 15:1-5; 32:9-16; 34:5-35:1; 36:2-1.

protected by federal and state laws. The fact remains that Defendant recruited Ms. Giuffre while she was a minor child for sexual purposes and then proceeded to take her all over the world on convicted pedophile Jeffrey Epstein's private jet, the "Lolita Express,"² as well as to his various residences, and even to her own London house. Flight logs even reveal twenty-three flights that Defendant shared with Ms. Giuffre – although Defendant claims she is unable to remember even a single one of those flights. Inconsequential details that Ms. Giuffre may have originally remembered incorrectly do not render her substantive claims of abuse by Defendant false, much less deliberate "lies." At most, these minor inaccuracies, in the context of a child suffering from a troubled childhood and sexual abuse, create nothing more than a fact question on whether Defendant's statement that Ms. Giuffre lied when she accused Defendant of abuse is "substantially true," thereby precluding summary judgment. *See Mitre Sports Int'l Ltd. v. Home Box Office, Inc.*, 22 F. Supp. 3d 240, 255 (S.D.N.Y. 2014) ("Because determining whether COI is substantially true would require this court to decide disputed facts ... summary judgment is not appropriate").

Defendant has tried to spin these inconsequential mistakes of memory into talismanic significance and evidence of some form of bad-faith litigation, but this claim fails under the weight of the evidence. As the Court knows, the clear weight of the evidence establishes Defendant's heavy and extensive involvement in both Jeffrey Epstein's sex trafficking ring and in recruiting Ms. Giuffre, living with her and Jeffrey Epstein in the same homes while Ms. Giuffre was a minor, and traveling with Ms. Giuffre and Jeffrey Epstein – including 23 documented flights. Even the house staff testified that Defendant and Ms. Giuffre were regularly

² *See, e.g.*: "All aboard the 'Lolita Express': Flight logs reveal the many trips Bill Clinton and Alan Dershowitz took on pedophile Jeffrey Epstein's private jet with anonymous women" at The Daily Mail, <http://www.dailymail.co.uk/news/article-2922773/Newly-released-flight-logs-reveal-time-trips-Bill-Clinton-Harvard-law-professor-Alan-Dershowitz-took-pedophile-Jeffrey-Epstein-s-Lolita-Express-private-jet-anonymous-women.html>.

together. *See* McCawley Dec. at Exhibit 1, Alessi Dep. Tr. at 103:4-9 (“Q. After that day, do you recall that she started coming to the house more frequently. A. Yes, she did. Q. In fact, did she start coming to the house approximately three times a week? A. Yes, probably.”). It is also undisputed that witnesses deposed in this case have testified about Defendant’s role as a procurer of underage girls and young women for Jeffrey Epstein. At the very least, a trier of fact should determine whether the evidence establishes whether or not Ms. Giuffre’s claims of Defendant being involved in her trafficking and abuse are true. Defendant’s summary judgment motion should be denied in its entirety.

II. UNDISPUTED FACTS

The record evidence in this case shows that Defendant shared a household with convicted pedophile Jeffrey Epstein for many years. While there, she actively took part in recruiting underage girls and young women for sex with Epstein, as well as scheduling the girls to come over, and maintaining a list of the girls and their phone numbers. Ms. Giuffre was indisputably a minor when Defendant recruited her to have sex with convicted pedophile Jeffrey Epstein. Thereafter, Ms. Giuffre flew on Epstein’s private jets – the – Lolita Express” – with Defendant at least 23 times.

A. It is an Undisputed Fact That Multiple Witnesses Deposed in This Case Have Testified That Defendant Operated as Convicted Pedophile Jeffrey Epstein’s Procurer of Underage Girls.

1. It is an undisputed fact that Joanna Sjoberg testified Defendant lured her from her school to have sex with Epstein under the guise of hiring her for a job answering phones.

Ms. Sjoberg’s account of her experiences with Defendant are chillingly similar. As with Ms. Giuffre, Defendant, a perfect stranger, approached Ms. Sjoberg while trolling Ms. Sjoberg’s school grounds. She lured Ms. Sjoberg into her and Epstein’s home under the guise of a legitimate job of answering phones, a pretext that lasted only a day. A young college student,

nearly 2,000 miles from home, Defendant soon instructed Ms. Sjoberg to massage Epstein, and made it clear that Sjoberg's purpose was to bring Epstein to orgasm during these massages so that Defendant did not have to do it.

Q. And when did you first meet Ms. Maxwell?

A. 2001. March probably. End of February/beginning of March.

Q. And how did you meet her?

A. She approached me while I was on campus at Palm Beach Atlantic College.

Q. And how long did you work in that position answering phones and doing --

A. Just that one day.

Q. And what happened that second time you came to the house?

A. At that point, I met Emmy Taylor, and she took me up to Jeffrey's bathroom and he was present. And her and I both massaged Jeffrey. She was showing me how to massage. And then she -- he took -- he got off the table, she got on the table. She took off her clothes, got on the table, and then he was showing me moves that he liked. And then I took my clothes off. They asked me to get on the table so I could feel it. Then they both massaged me.

Q. Who did Emmy work for?

2 A. Ghislaine.

3 Q. Did Maxwell ever refer to Emmy by any particular term?

5 A. She called her her slave.

Q. Did Jeffrey ever tell you why he received so many massages from so many different girls?

A. He explained to me that, in his opinion, he needed to have three orgasms a day. It was biological, like eating.

Q. Was there anything you were supposed to do in order to get the camera?

THE WITNESS: I did not know that there were expectations of me to get the camera until after. She [Defendant] had purchased the camera for me, and I was over there giving Jeffrey a massage. I did not know that she was in possession of the camera until later. She told me -- called me after I had left and said, I have the camera for you, but you cannot receive it yet because **you came here and didn't finish your job and I had to finish it for you.**

Q. And did you -- what did you understand her to mean?

A. She was implying that I did not get Jeffrey off, and so she had to do it.

Q. And when you say "get Jeffrey off," do you mean bring him to orgasm?

A. Yes.

Q. Based on what you knew, did Maxwell know that the type of massages Jeffrey was getting typically involved sexual acts?

THE WITNESS: Yes.

Q. What was Maxwell's main job with respect to Jeffrey?

THE WITNESS: **Well, beyond companionship, her job, as it related to me, was to find other girls that would perform massages for him and herself.**³

Ms. Sjoberg also testified about sexual acts that occurred with her, Prince Andrew, and Ms. Giuffre, when she and Defendant were staying at Epstein's Manhattan mansion:

Q. Tell me how it came to be that there was a picture taken.

THE WITNESS: I just remember someone suggesting a photo, and they told us to go get on the couch. And so Andrew and Virginia sat on the couch, and they put the puppet, the puppet on her lap. And so then I sat on Andrew's lap, and I believe on my own volition, and they took the puppet's hands and put it on Virginia's breast, and so Andrew put his on mine.⁴

Ms. Sjoberg's testimony corroborates Ms. Giuffre's account of how Defendant recruited her (and others) under a ruse of a legitimate job in order to bring them into the household to have sex with Epstein. Ms. Sjoberg's testimony also corroborates Ms. Giuffre's account of being lent out to Prince Andrew by Defendant, as even the interaction Ms. Sjoberg witnessed included a sexual act: Prince Andrew using a puppet to touch Ms. Giuffre's breast while using a hand to touch Ms. Sjoberg's breast.

2. **It is an undisputed fact that Tony Figueroa testified that Defendant would call him to bring over underage girls and that Defendant and Epstein would have threesomes with Ms. Giuffre.**⁵

Tony Figueroa testified that Plaintiff told him about threesomes Ms. Giuffre had with Defendant and Epstein which included the use of strap-ons:

Q. Okay. And tell me everything that you remember about what Ms. Roberts said about being intimate with Ms. Maxwell and Mr. Epstein at the same time.

A. I remember her talking about, like, strap-ons and stuff like that. But, I mean, like I said, all the details are not really that clear. But I remember her talking about, like, how they would always be using and stuff like that.

Q. She and Ms. Maxwell and Mr. Epstein would use strap-ons?

A. Uh-huh (affirmative).

³ See McCawley Dec. at Exhibit 16, Sjoberg Dep. Tr. at 8:5-10; 13:1-3; 12:17-14:3; 15:1-5; 32:9-16; 34:5-35:1; 36:2-15.

⁴ See McCawley Dec. at Exhibit 16, Sjoberg Dep. Tr. at 82:23-83:9.

⁵ Defendant attempts to discredit Figueroa's damaging testimony by repeatedly mentioning that he has been convicted for a drug-related offense. Unsurprisingly, in this attack, Defendant does not mention that she has a DUI conviction. See McCawley Dec. at Exhibit 11, Maxwell Dep. Tr. at 390:13-15. (April 22, 2016).

Q. Other than sex with the Prince, is there anyone else that Jeffrey wanted Ms. Roberts to have sex with that she relayed to you?

A. Mainly, like I said, just Ms. Maxwell and all the other girls.

Q. Ms. Maxwell wanted -- Jeffrey wanted Virginia to have sex with Ms. Maxwell?

A. And him, yeah.

Q. And did she tell you whether she had ever done that?

A. Yeah. She said that she did.

Q. And what did she describe having happened?

A. I believe I already told you that. With the strap-ons and dildos and everything.⁶

[REDACTED]

[REDACTED]⁷

Figueroa also testified that Defendant called him to ask if he had found any other girls for Epstein, thereby acting as procurer of girls for Epstein:

Q. [W]hen Ghislaine Maxwell would call you during the time that you were living with Virginia, she would ask you what, specifically?

A. Just if I had found any other girls just to bring to Jeffrey.

Q. Okay.

A. Pretty much every time there was a conversation with any of them, it was either asking Virginia where she was at, or asking her to get girls, or asking me to get girls.

Q. Okay. Well, tell me. When did Ms. Maxwell ask you to bring a girl?

A. Never in person. It was, like, literally, like, on the phone maybe, like, once or twice.

Q. All right. Did Ms. Maxwell call you frequently?

A. No.

Q. All right. How many times do you think Ms. Maxwell called you, at all?

A. I'd just say that probably a just a few, a couple of times. Maybe once or twice.

Q. One or two --

A. The majority of the time it was pretty much his assistant.

Q. How do you know Ms. Maxwell's voice?

A. Because she sounds British.

Q. So someone with a British accent called you once or twice and asked for --

A. Well, she told me who she was.

Q. Okay. And what did she say when she called you and asked you to bring girls?

A. She just said, "Hi. This is Ghislaine. Jeffrey was wondering if you had anybody that could come over."⁸

⁶ See McCawley Dec. at Exhibit 4, Figueroa June 24, 2016 Dep. Tr. Vol. 1 at 96-97 and 103.

⁷ See McCawley Dec. at Exhibit 11, Maxwell Dep. Tr. at 55:19-58:23 (July 22, 2016).

⁸ See McCawley Dec. at Exhibit 4, Figueroa Dep. Tr. at 200:6-18; 228:23-229:21.

3. **It is an undisputed fact that Rinaldo Rizzo testified that Defendant took the passport of a 15-year-old Swedish girl and threatened her when she refused to have sex with Epstein.**

Rinaldo Rizzo was the house manager for one of Defendant's close friends, Eva Dubin. Mr. Rizzo testified - through tears - how, while working at Dubin's house, he observed Defendant bring a 15 year old Swedish girl to Dubin's house. In distress, the 15 year old girl tearfully explained to him that Defendant tried to force her to have sex with Epstein through threats and stealing her passport:

Q. How old was this girl?

A. 15 years old.

Q. Describe for me what the girl looked like, including her demeanor and anything else you remember about her when she walks into the kitchen.

A. Very attractive, beautiful young girl. Makeup, very put together, casual dress. But she seemed to be upset, maybe distraught, and she was shaking, and as she sat down, she sat down and sat in the stool exactly the way the girls that I mentioned to you sat at Jeffrey's house, with no expression and with their head down. But we could tell that she was very nervous.

Q. What do you mean by distraught and shaking, what do you mean by that?

A. Shaking, I mean literally quivering.

Q. What did she say?

A. She proceeds to tell my wife and I that, and this is not -- this is blurring out, not a conversation like I'm having a casual conversation. That quickly, I was on an island, I was on the island and there was Ghislaine, there was Sarah, she said they asked me for sex, I said no. And she is just rambling, and I'm like what, and she said -- I asked her, I said what? And she says yes, I was on the island, I don't know how I got from the island to here. Last afternoon or in the afternoon I was on the island and now I'm here. And I said do you have a -- this is not making any sense to me, and I said this is nuts, do you have a passport, do you have a phone? And she says no, and she says Ghislaine took my passport. And I said what, and she says Sarah took her passport and her phone and gave it to Ghislaine Maxwell, and at that point she said that she was threatened. And I said threatened, she says yes, I was threatened by Ghislaine not to discuss this. And I'm just shocked. So the conversation, and she is just rambling on and on, again, like I said, how she got here, she doesn't know how she got here. Again, I asked her, did you contact your parents and she says no. At that point, she says I'm not supposed to talk about this. I said, but I said: How did you get here. I don't understand. We were totally lost for words. And she said that before she got there, she was threatened again by Jeffrey and Ghislaine not to talk about what I had mentioned earlier, about -- again, the word she used was sex.

Q. And during this time that you're saying she is rambling, is her demeanor continues to be what you described it?

A. Yes.

Q. Was she in fear?

A. Yes.

Q. You could tell?

A. Yes.

A. She was shaking uncontrollably.⁹

4. It is an undisputed fact that Lyn Miller testified that she believed Defendant became Ms. Giuffre's "new mama".

Lyn Miller is Ms. Giuffre's mother. She testified that when Ms. Giuffre started living with Defendant, Defendant became Ms. Giuffre's "new momma."¹⁰ Incredulously, Defendant testified that she barely remembered Ms. Giuffre.¹¹

5. It is an undisputed Fact that Detective Joseph Recarey testified that he sought to investigate Defendant in relation to his investigation of Jeffrey Epstein.

Detective Recarey led the Palm Beach Police's investigation of Epstein. He testified that Defendant procured girls for Epstein, and that he sought to question her in relation to his investigation, but could not contact her due to the interference of Epstein's lawyer:

Q. A cross-reference of Jeffrey Epstein's residence revealed which affiliated names?

A. It revealed Nadia Marcinkova, Ghislane Maxwell, Mark Epstein. Also, the cross-reference, any previous reports from the residence as well.

Q. During your investigation, did you learn of any involvement that Nadia Marcinkova had with any of the activities you were investigating?

Q. The other name that is on here as a cross-reference is Ghislane Maxwell. Did you speak with Ghislane Maxwell?

A. I did not.

Q. Did you ever attempt to speak with Ghislane Maxwell?

A. I wanted to speak with everyone related to this home, including Ms. Maxwell. My contact was through Gus, Attorney Gus Fronstin, at the time, who initially had told me that he would make everyone available for an interview. And subsequent conversations later, no one was available for interview and everybody had an attorney, and I was not going to be able to speak with them.

Q. Okay. During your investigation, what did you learn in terms of Ghislane Maxwell's involvement, if any?

⁹ See McCawley Dec. at Exhibit 14, Rinaldo Rizzo's June 10, 2016 Dep. Tr. at 52:6-7; 52:25-53:17; 55:23-58:5

¹⁰ See McCawley Dec. at Exhibit 12, Lynn Miller's May 24, 2016 Dep. Tr. at 115.

¹¹ See McCawley Dec. at Exhibit 11, Maxwell Dep. Tr. at 77:25-78:15 (April 22, 2016).

THE WITNESS: Ms. Maxwell, during her research, was found to be Epstein's long-time friend. During the interviews, Ms. Maxwell was involved in seeking girls to perform massages and work at Epstein's home.¹²

6. **It is an undisputed fact that Pilot David Rodgers testified that he flew Defendant and Ms. Giuffre at least 23 times on Epstein's jet, the "Lolita Express" and that "GM" on the flight logs Stands for Ghislaine Maxwell.**

Notably, at Defendant's deposition, Defendant refused to admit that she flew with Ms. Giuffre, and denied that she appeared on Epstein's pilot's flight logs.¹³ However, David Rodgers, Epstein pilot, testified that the passenger listed on his flight logs bearing the initials – GM – was, in fact, Ghislaine Maxwell, and that he was the pilot on at least 23 flights in which Defendant flew with Plaintiff.¹⁴ The dates of those flights show that Ms. Giuffre was an underage child on many of them when she flew with Defendant.¹⁵

7. **It is an undisputed fact that Sarah Kellen, Nadia Marcinkova, and Jeffrey Epstein invoked the Fifth Amendment when asked about Defendant trafficking girls for Jeffery Epstein.**

Both Sarah Kellen and Nadia Marcinkova lived with Jeffrey Epstein for many years. They both invoked the Fifth Amendment when asked about Defendant's participation in recruiting underage girls for sex with Epstein. Marcinkova testified as follows:

Q. Did Ghislaine Maxwell work as a recruiter of young girls for Jeffrey Epstein when you met her?

A. Same answer. [Invocation of Fifth Amendment]

Q. Have you observed Ghislaine Maxwell and Jeffrey Epstein convert what started as a massage with these young girls into something sexual?

A. Same answer.¹⁶

¹² See McCawley Dec. at Exhibit 13, Recarey Dep. Tr. at 27:10-17; 28:21-29:20.

¹³ See McCawley Dec. at Exhibit 11, Maxwell's April 22, 2016 Dep. Tr. at 78-79, 144.

¹⁴ See McCawley Decl. at Exhibit 41, Rodgers Dep. Ex. 1, GIUFFRE 007055-007161 (flight records evidencing Defendant (GM) flying with Ms. Giuffre).

¹⁵ See McCawley Dec. at Exhibit 15, David Rodgers' June 3, 2016 Dep. Tr. at 18, 34-36; see also Exhibit 41, Rodgers Dep. Ex. 1 at flight #s 1433-1434, 1444-1446, 1464-1470, 1478-1480, 1490-1491, 1506, 1525-1526, 1528, 1570 and 1589.

¹⁶ See McCawley Dec. at Exhibit 10, Marcinkova Dep. Tr. at 10:18-21; 12:11-15.

Kellen testified as follows:

Q. Did Ghislaine Maxwell work as a recruiter for young girls for Jeffrey Epstein when you met her?

A. On advice of my counsel I must invoke my Fifth and Sixth Amendment privilege . . .

Q. Isn't it true that Ghislaine Maxwell would recruit underage girls for sex and sex acts with Jeffrey Epstein?

A. On advice of my counsel I must invoke my Fifth and Sixth Amendment privilege . . .¹⁷

Similarly, Jeffrey Epstein invoked the Fifth Amendment when asked about Defendant's involvement in procuring underage girls for sex with him.

Q. Maxwell was one of the main women whom you used to procure underage girls for sexual activities, true?

THE WITNESS: Fifth.

Q. Maxwell was a primary co-conspirator in your sexual abuse scheme, true?

THE WITNESS: Fifth.

Q. Maxwell was a primary co-conspirator in your sex trafficking scheme, true?

THE WITNESS: Fifth.

Q. Maxwell herself regularly participated in your sexual exploitation of minors, true?

THE WITNESS: Fifth.¹⁸

8. It is an undisputed fact that Juan Alessi testified that Defendant was one of the people who procured some of the over 100 girls he witnessed visit Epstein, and that he had to clean Defendant's sex toys.

Juan Alessi was Epstein's house manager. He testified as follows:

Q. And over the course of that 10-year period of time while Ms. Maxwell was at the house, do you have an approximation as to the number of different females – females that you were told were massage therapists that came to house?

A. I cannot give you a number, but I would say probably over 100 in my stay there.

Q. I don't think I asked the right – the question that I was looking to ask, so let me go back. Did you go out looking for the girls –

A. No.

Q. – to bring –

A. Never

Q. – as the massage therapists?

A. Never.

Q. Who did?

¹⁷ See McCawley Dec. at Exhibit 8, Kellen Dep. Tr. at 15:13-18; 20:12-16.

¹⁸ See McCawley Dec. at Exhibit 3, Epstein Dep. Tr. at 116:10-15; 117:18-118:10.

A. Ms. Maxwell, Mr. Epstein and their friends, because their friend relay to other friends they knew a massage therapist and they would send to the house. So it was referrals.

Q. Did you have occasion to clean up after the massages?

A. Yes.

Q. Okay. And that is after both a massage for Jeffrey Epstein, as well as clean up after a massage that Ghislaine Maxwell may have received?

A. Yes.

Q. And on occasion, after -- in cleaning up after a massage of Jeffrey Epstein or Ghislaine Maxwell, did you have occasion to find vibrators or sex toys that would be left out?

A. yes, I did.¹⁹

9. It is an undisputed fact that Defendant was unable to garner a single witness throughout discovery who can testify that she did not act as the procurer of underage girls and young women for Jeffrey Epstein.

Defendant has not been able to procure a single witness - not one – to testify that Defendant did not procure girls for sex with Epstein or participate in the sex. Even one of her own witnesses, Tony Figueroa, testified that she both procured girls and participated in the sex. Another one of Defendant’s witnesses, Ms. Giuffre’s mother, named Defendant as Ms. Giuffre’s “new mamma.” Indeed, those who knew her well, who spent considerable time with her in Epstein’s shared household, like Juan Alessi, Alfredo Rodriguez and Joanna Sjoberg, have testified that she was Epstein’s procuress. Others who lived with her – Jeffrey Epstein, Nadia Marcinkova, and Sarah Kellen – invoked the Fifth Amendment so as not to answer questions on the same. No one has testified to the contrary.

B. Documentary Evidence also Shows that Defendant Trafficked Ms. Giuffre and Procured her for Sex with Convicted Pedophile Jeffrey Epstein while She Was Underage.

1. The Flight Logs

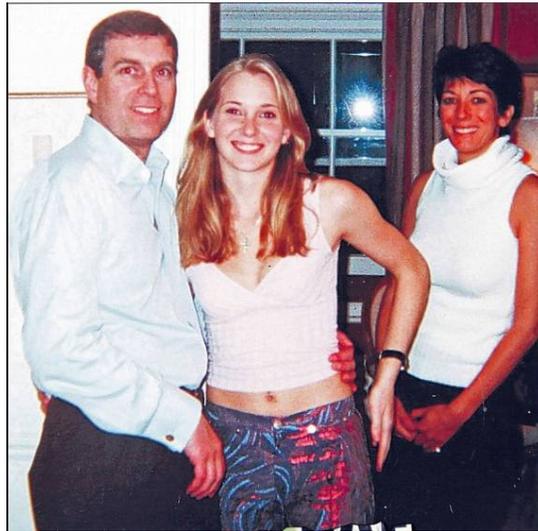
Defendant has never offered a legal explanation for what she was doing with, and why she was traveling with, a minor child on 21 flights while she was a child, including 6 international flights, aboard a convicted pedophile’s private jet all over the world. Her motion for

¹⁹ See McCawley Dec. at Exhibit 1, Alessi Dep. Tr. at 28:6-15; 30:51-25; 52:9-22.

summary judgment – as well as all previous briefing papers – are absolutely silent on those damning documents.

2. The Photographs

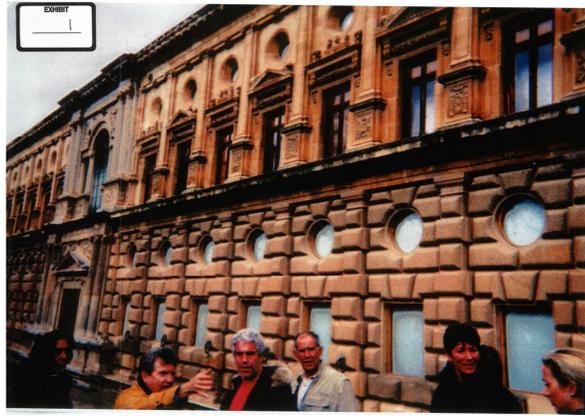
Throughout a mountain of briefing and, and even in her own deposition testimony, Defendant never offered an explanation regarding Ms. Giuffre's photographs of her, Defendant, and Epstein. She never offered a legal explanation for why Prince Andrew was photographed with his hand around Ms. Giuffre's bare waist while she was a minor child, while posing with Defendant, inside Defendant's house in London. This particular photograph corroborates Ms. Giuffre's claims, and there is no other reasonable explanation why an American child should be in the company of adults not her kin, in the London house owned by the girlfriend of a now-convicted sex offender.²⁰



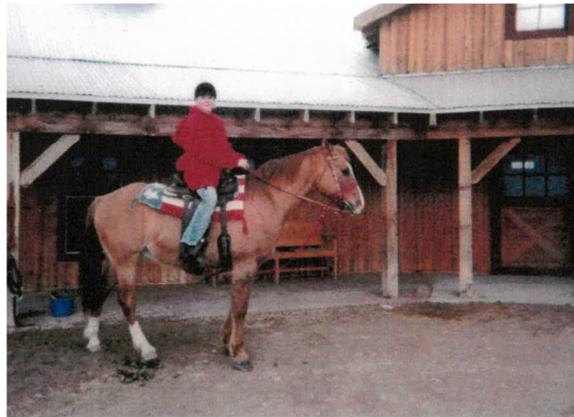
Ms. Giuffre also produced pictures of herself taken when she was in New York with Defendant and Epstein, and from a trip to Europe with Defendant and Epstein.²¹

²⁰ See McCawley Dec at Exhibit 42, GIUFFRE007167, Prince Andrew and Defendant Photo.

²¹ See McCawley Dec at Exhibit 42, GIUFFRE007182 - 007166.



And, Ms. Giuffre has produced a number of pictures of herself taken at the Zorro Ranch, Epstein's New Mexico Ranch, two of which are below.²²



Finally, among other nude photos, which included full nudes of Defendant, Ms. Giuffre produced images of females that the Palm Beach Police confiscated during the execution of the

²² See McCawley Dec at Exhibit 42, GIUFFRE007175; 007173.

warrant, including one photograph revealing the bare bottom of a girl who appears to be pre-pubescent (Ms. Giuffre will only submit its redacted form).²³



3. The Victim Identification Letter

In 2008, the United States Attorney's office for the Southern District of Florida identified Ms. Giuffre as a protected "victim" of Jeffrey Epstein's sex abuse. The U.S. Attorney mailed Ms. Giuffre a notice of her rights as a crime victim under the CVRA.²⁴

Re: Jeffrey Epstein/ NOTIFICATION OF IDENTIFIED VICTIM

Dear :

By virtue of this letter, the United States Attorney's Office for the Southern District of Florida provides you with the following notice because you are an identified victim of a federal offense.

4. New York Presbyterian Hospital Records

Ms. Giuffre has provided extensive medical records in this case, including medical records from the time when Defendant was sexually abusing and trafficking her. Ms. Giuffre produced records supporting her claim of being sexually abused in New York resulting in both

²³ See McCawley Dec at Exhibit 44, GIUFFRE007584.

²⁴ See McCawley Dec. at Exhibit 30, GIUFFRE 002216-002218, Victim Notification Letter.

Defendant and Epstein taking Plaintiff to New York Presbyterian Hospital in New York while she was a minor.²⁵ The dates on the hospital records show she was seventeen years old.

5. Judith Lightfoot Psychological Records

As the Court is aware, Defendant propounded wildly overbroad requests for production concerning the past eighteen years of Ms. Giuffre's medical history. Defendant repeatedly and vehemently argued to the Court that it was essential to procure every page of these records in a fanfare of unnecessary motion practice. *See, e.g.*, Defendant's Motion to Compel (DE 75); Defendant's Motion for Sanctions at 10 ("Ms. Maxwell has been severely prejudiced by Plaintiff's failure to provide the required identifying information and documents from her health care providers."). Ms. Giuffre and her counsel took on the considerable burden and significant expense of retrieving and producing over 250 pages of medical records from over 20 providers, spanning two continents and nearly two decades.

Now that those records have been collected, Defendant's 68 page motion makes no reference to a single medical record produced by Ms. Giuffre, nor a single provider, nor a single treatment, nor or a single medication prescribed. After Defendant's repeated motion practice stressing the essentiality of these records, this may surprise the Court. But not Ms. Giuffre. Defendant's requests unearthed documents that are highly unfavorable to Defendant that corroborate Ms. Giuffre's claims against her.

Years before this cause of action arose, Ms. Giuffre sought counseling from a psychologist for the trauma she continued to experience after being abused by Defendant and Epstein. A 2011 psychological treatment record, written by her treating psychologist, unambiguously describes Defendant as Ms. Giuffre's abuser:

²⁵ *See* McCawley Dec at Exhibit 33, GIUFFRE003259-003290.

. . . [Ms. Giuffre] was approached by Ghislaine Maxwell who said she could help her get a job as a massage therapist . . . seemed respectable . . . was shown how to massage, etc., Geoff [sic] Epstein. Told to undress and perform sexual acts on person. Miss Maxwell promised her \$200 a job.²⁶

Therefore, years before Defendant defamed her, Ms. Giuffre confided in her treating psychologist that Maxwell recruited her for sex with Epstein.

6. Message Pads

Detective Recarey, the lead investigator of the criminal investigation into Epstein and his associates' sex crimes, recovered carbon copies of hand-written messages taken by various staff, including Defendant, at Epstein's Palm Beach residence.²⁷ These were collected both from trash pulls from the residence and during the execution of the search warrant where the pads were found laying out in the open in the residence.²⁸ The search warrant was executed in 2005 and the message pads collected include messages recorded in 2004 and 2005. Numerous witnesses have described that these copies of collected messages accurately reflect those taken by various staff at the Palm Beach Epstein mansion between 2004 and 2005.²⁹

The messages raise a question of fact as to Maxwell's involvement in the sexual abuse of minors and are relevant to refute Maxwell's denial of any involvement with Epstein during relevant time periods, and, accordingly her denial of knowledge of certain events.

While there were hundreds of these messages recovered during the investigation, this small sample demonstrates the undeniable reality that there exists a genuine issue of material fact with respect to Defendant's involvement in and knowledge of the activities described by Giuffre which Maxwell has said we "untrue" and "obvious lies."

²⁶ See McCawley Dec. at Exhibit 38, Lightfoot Records, GIUFFRE005437.

²⁷ See McCawley Dec. at Exhibit 13, Recarey Dep. Tr. at 45:13-25; 97:9-98:8.

²⁸ See McCawley Dec. at Exhibit 13, Recarey Dep. Tr. at 25:12-21; 40:5-15; 41:16-23; 42:14-43:10; 45:13-25; *see also* search warrant video showing the pads openly displayed on the desk.

²⁹ See McCawley Dec. at Exhibit 21, 1, 16, 11, Rodriguez Dep. Tr. at 73:19-74:12; Alessi Dep. Tr. at 141:18-21; Sjoberg Dep. Tr. at 64:1-6; Maxwell Dep. Tr. at 147:23-148:3; 148:19-149:14.

This sampling reveals that Maxwell, “GM,” took messages at the residence, including from underage girls who were calling to schedule a time to come over to see Epstein. This demonstrates that Maxwell was at Epstein’s Palm Beach mansion in 2004 and 2005, incidentally a time period she has denied being around the house in her deposition. *See supra* GIUFFRE001412; 001435; 001449. The messages also reveal that multiple “girls” were leaving messages that were being taken and memorialized and left out in the open for anyone to see. Certain messages also make clear that a number of these “girls” were in school. In addition to taking messages herself (and the staff working under her direction taking these relevant messages), staff employees were taking and leaving messages for Defendant. This is evidence that Maxwell was in the house at relevant times, including times that she has now testified under oath that she was not there. Other messages demonstrate Epstein and Maxwell’s friends, including Jean Luc Brunel, leaving messages relating to underage females. The following is a small sampling of such messages:

IMPORTANT MESSAGE			
FOR: JE			
DATE: 8/7/05 TIME: 9:50 AM-PM			
OF: [REDACTED]			
PHONE/MOBILE: [REDACTED]			
TELEPHONED	PLEASE CALL		
CAME TO SEE YOU	WILL CALL AGAIN		
WANTS TO SEE YOU	RUSH		
RETURNED YOUR CALL	SPECIAL ATTENTION		
MESSAGE: I left message for [REDACTED] to call you at 11:00 AM and [REDACTED] for 4:30 PM			
SIGNED: T.			

GIUFFRE001412 (SAO01092)

IMPORTANT MESSAGE			
FOR: JE			
DATE: 8/6/05 TIME: 2:06 PM			
OF: [REDACTED]			
PHONE: 463 8470 AREA CODE NUMBER EXTENSION			
TELEPHONED	PLEASE CALL		
CAME TO SEE YOU	WILL CALL AGAIN		
WANTS TO SEE YOU	RUSH		
RETURNED YOUR CALL	SPECIAL ATTENTION		
MESSAGE: WANTS TO KNOW IF SHE SHOULD RING HER FRIEND [REDACTED] W/TONIGHT			
SAO01456			
SIGNED: [REDACTED]			

GIUFFRE001427 (SAO01456)

IMPORTANT MESSAGE			
FOR: Jeff. w/			
DATE: 2/28/05 TIME: 12:31 AM-PM			
OF: [REDACTED]			
PHONE/MOBILE: [REDACTED]			
TELEPHONED	PLEASE CALL		
CAME TO SEE YOU	WILL CALL AGAIN		
WANTS TO SEE YOU	RUSH		
RETURNED YOUR CALL	SPECIAL ATTENTION		
MESSAGE: She is wondering if 2:30 is ok she has to stay in school			

GIUFFRE001388 (SAO01067)

IMPORTANT MESSAGE

FOR: MR EPSTEIN

DATE: 7/9/14 TIME: 7:50 A.M./P.M.

M: [REDACTED]

OF: [REDACTED]

PHONE/MOBILE: [REDACTED]

TELEPHONED	PLEASE CALL
CAME TO SEE YOU	WILL CALL AGAIN
WANTS TO SEE YOU	RUSH
RETURNED YOUR CALL	SPECIAL ATTENTION

MESSAGE: " [REDACTED] IS AVAILABLE ON TUESDAY NO ONE FOR TOMORROW"

SAO01461

SIGNED: R

GIUFFRE001432 (SAO01461)

IMPORTANT MESSAGE

FOR: J.E.

DATE: 8/26/05 TIME: 8:50 A.M./P.M.

M: [REDACTED]

OF: [REDACTED]

PHONE/MOBILE: [REDACTED]

TELEPHONED	<input checked="" type="checkbox"/> PLEASE CALL
CAME TO SEE YOU	WILL CALL AGAIN
WANTS TO SEE YOU	RUSH
RETURNED YOUR CALL	SPECIAL ATTENTION

MESSAGE: [REDACTED] - confirmed at 4 PM Who is scheduled for morning? The live [REDACTED] wants to work

SIGNED: J

GIUFFRE001448 (SAO01476)

IMPORTANT MESSAGE

FOR: Jeffrey

DATE: [REDACTED] TIME: 5:11 A.M./P.M.

M: [REDACTED]

OF: [REDACTED]

PHONE/MOBILE: [REDACTED]

TELEPHONED	<input checked="" type="checkbox"/> PLEASE CALL
CAME TO SEE YOU	WILL CALL AGAIN
WANTS TO SEE YOU	RUSH
RETURNED YOUR CALL	SPECIAL ATTENTION

MESSAGE: has girl for tonight

SIGNED: [REDACTED]

GIUFFRE001452 (SAO02828)

IMPORTANT MESSAGE

FOR: JF

DATE: [REDACTED] TIME: 5:14 A.M./P.M.

M: Jean Luc

OF: [REDACTED]

PHONE/MOBILE: [REDACTED]

TELEPHONED	PLEASE CALL
CAME TO SEE YOU	WILL CALL AGAIN
WANTS TO SEE YOU	RUSH
RETURNED YOUR CALL	SPECIAL ATTENTION

MESSAGE: He just did a good job - 1/2 years - (he spoke to me & said "I love Jeffrey")

SIGNED: [REDACTED]

GIUFFRE001456 (SAO2832)

IMPORTANT MESSAGE

FOR: Jeffrey

DATE: 4/1/05 TIME: 8:08 A.M./P.M.

M: Jean-Luc

OF: [REDACTED]

PHONE/MOBILE: [REDACTED]

TELEPHONED	<input checked="" type="checkbox"/> PLEASE CALL
CAME TO SEE YOU	WILL CALL AGAIN
WANTS TO SEE YOU	RUSH
RETURNED YOUR CALL	SPECIAL ATTENTION

MESSAGE: He has a teacher for you to teach you how to speak Russian. She is 2x8 years old not blonde lessons are free and you can have 1st today if you call

SIGNED: [REDACTED]

GIUFFRE001563 (SAO3008)

IMPORTANT MESSAGE

FOR: Jeffrey

DATE: [REDACTED] TIME: [REDACTED] A.M./P.M.

M: Christaine

OF: [REDACTED]

PHONE/MOBILE: [REDACTED]

TELEPHONED	PLEASE CALL
CAME TO SEE YOU	WILL CALL AGAIN
WANTS TO SEE YOU	RUSH
RETURNED YOUR CALL	SPECIAL ATTENTION

MESSAGE: would be helpful to have [REDACTED] come to Palm Beach today to stay here and help train new staff with Christaine

SAO2830

SIGNED: [REDACTED]

GIUFFRE001454 (SAO02830)

IMPORTANT MESSAGE

FOR: J.E.

DATE: 1/29/05 TIME: 6:10 A.M./P.M.

M: [REDACTED]

OF: [REDACTED]

PHONE/MOBILE: (561) [REDACTED]

TELEPHONED	PLEASE CALL
CAME TO SEE YOU	WILL CALL AGAIN
WANTS TO SEE YOU	RUSH
RETURNED YOUR CALL	SPECIAL ATTENTION

MESSAGE: I have 2 female for him

SAO01455

SIGNED: [Signature]

GIUFFRE001426 (SAO01455)

IMPORTANT MESSAGE

FOR: Mr J.E.

DATE: 11/03/04 TIME: 1:15 A.M./P.M.

M: [REDACTED]

OF: [REDACTED]

PHONE/MOBILE: (561) [REDACTED]

TELEPHONED	PLEASE CALL
CAME TO SEE YOU	WILL CALL AGAIN
WANTS TO SEE YOU	RUSH
RETURNED YOUR CALL	SPECIAL ATTENTION

MESSAGE: I have 2 female for him

SIGNED: [Signature]

GIUFFRE001423 (SAO01452)

The following are descriptions of a sampling of messages pads³⁰ that create a genuine dispute of material fact:

- One message pad reflects ██████████, who is identified in the Palm Beach Police Report as a minor, contacting Jeffrey Epstein for “work” explaining that she does not have any money. The term “work” was often used by members of Jeffrey Epstein’s sexual trafficking ring to refer to sexual massages. (See GIUFFRE05660 (“She stated she was called by Sara for her to return to work for Epstein. ██████████ stated ‘work’ is the term used by Sarah to provide the massage in underwear.”). **Giuffre 001462: July 5th no year to JE from ██████████ ”I need work. I mean I don’t have money. Do you have some work for me?”**
- Other message pads reflect ██████████ who was a minor, calling and leaving a message at the Palm Beach mansion that she has recruited another girl for Jeffrey Epstein. The second message demonstrates that Jeffrey Epstein required different girls to be scheduled every day of the week. The third shows an offer to have two minor girls come to the home at the same time to provide sexual massages. These type of messages indicate the lack of secrecy of the fact that multiple young females were visiting every day and at least raises a question of fact whether Maxwell was knowledgeable and involved as Giuffre has said, or whether Giuffre was lying and Maxwell was not at all involved or aware of this activity, as Defendant would attempt to have the world believe. **Giuffre 001428 – undated Jeffrey From ██████████ – “Has girl for tonight” ;Giuffre 001432 (pictured above)– 7/9/04 – Mr. Epstein From ██████████ – “█████████ is available on Tuesday no one for tomorrow”; GIUFFRE 001433 /1/17/04 – Mr. Epstein from ██████████ – “Me and _____ can come tomorrow any time or ██████████ alone” ; Giuffre – 001452 – undated Jeffrey from ██████████ “Has girl for tonight.”**
- Other message pads demonstrate that there was a pattern and practice of using young females to recruit additional young females to provide sexual massages on a daily basis. **Giuffre 001413 (pictured above)– JE from “N” – “█████████ hasn’t confirmed ██████████ for 11:00 yet, so she is keeping ██████████ on hold in case ██████████ doesn’t call back; Giuffre 001448 -8/20/05 JE from ██████████ - ██████████ confirmed _____ at 4 pm. Who is scheduled for morning? I believe ██████████ wants to work.”**

This message pad reflects that a friend of Jeffrey Epstein is sending him a sixteen year old Russian girl for purposes of sex. **Giuffre 001563 (pictured above)- 6/1/05 For Jeffrey From Jean Luc “He has a teacher for you to teach you how to speak Russian. She is 2X8 years old not blonde. Lessons are free and you can have your 1st today if you call.”**

- This message pad directly refutes Maxwell’s sworn testimony that she was not present during the year 2005 at Jeffrey Epstein’s Palm Beach mansion because this shows ██████████ leaving a message for Jeffrey at the Palm Beach home that she was going to work out

³⁰ See McCawley Dec. at Exhibit 28.

with the Defendant on September 10, 2005. The police were only able to retrieve a fraction of these message pads during their trash pull but even in the few they recovered, it shows Maxwell was regularly at the Palm Beach home during the time period she claimed she was not. To the contrary, she was both sending and receiving messages and messages, like this one, reflect her presence at the mansion. **Giuffre 001412 – 9/10/05 (during the year Maxwell says she was never around) JE from [REDACTED] – “I went to Sarah and made her water bottle and I went to work out with GM.”**

- These message pads further corroborate that Defendant lied in her testimony and she was in fact in regular contact with Jeffrey Epstein during the years 2004 and 2005. For example, the message from “Larry” demonstrates that Defendant is at the Palm Beach mansion so frequently that people, including Epstein’s main pilot Larry Visoski, are leaving messages for Maxwell at the Palm Beach house. **Giuffre 001435 7/25/04 – Mr. Epstein from Ms. Maxwell – “tell him to call me”; Giuffre – 001449 – 8/22/05 – JE from GM; Giuffre – 001453 – 4/25/04 for Ms. Maxwell From Larry “returning your call”;**
- This message pad shows that Defendant was clearly actively involved in Jeffrey Epstein’s life and the activities at his Palm Beach mansion. **Giuffre – 001454 – undated Jeffrey From Ghislaine – “Would be helpful to have _____ come to Palm Beach today to stay here and help train new staff with Ghislaine.”**
- This message pad clearly reflects an underage female (noted by the police redaction of the name) leaving a message asking if she can come to the house at a later time because she needs to “stay in school.” **Giuffre 001417 (pictured above)– Jeffrey 2/28/05 Redacted name “She is wondering if 2:30 is o.k. She needs to stay in school.”**
- This message pad reflects a message from [REDACTED] who was under the age of eighteen at the time she was going over to Jeffrey Epstein’s home to provide sexual massages according to the Palm Beach Investigative Report. **Giuffre 001421 3/4/05 to Jeffrey from [REDACTED] “It is o.k. for [REDACTED] to stop by and drop something?”**
- These message pads reflect the pattern of underage girls (noted by the police redaction of the name on the message pad) calling the Palm Beach mansion to leave a message about sending a “female” over to provide a sexual massage. **Giuffre 001423 11/08/04 To Mr. JE – redacted from – “I have a female for him” Giuffre 001426 (pictured above) – 1/09/05 JE To JE from Redacted – “I have a female for him.”**
- This message pad reflects the pattern and practice of having young girls bring other young girls to the house to perform sexual massages. Indeed the “[REDACTED]” reflected in this message pad corresponds in name to the [REDACTED] that Tony Figueroa testified he initially brought to Jeffrey Epstein during the time period that the Defendant was requesting that Tony find some young females to bring to Jeffrey Epstein’s home. *See* Figueroa at 184-185. The Palm Beach Police Report reflects that “[REDACTED]” and “[REDACTED]” also brought seventeen year old [REDACTED] to the home to perform sexual massages. *See* GIUFFRE 05641. [REDACTED] thereafter recruited a number of other young girls to perform sexual

messages as reflected in the Palm Beach Police Report. **Giuffre 001427 (pictured above) – 1/2/03 – JE from [REDACTED] “Wants to know if she should bring her friend [REDACTED] with tonight.”**

- This message pad reflects multiple sexual massages being scheduled for the same day which corroborates Virginia GIUFFRE, [REDACTED] and Johanna Sjorberg’s testimony that Jeffrey Epstein required that he have multiple orgasms in a day which occurred during these sexual massages. **Giuffre 001449 (pictured above) – 9/03/05 JE from [REDACTED] – “I left message for [REDACTED] to confirm for 11:00 a.m. and [REDACTED] for 4:30 p.m.”**
- This message pad shows a friend of Jeffrey Epstein’s discussing with him how he had sex with an 18 year old who had also been with Jeffrey Epstein. **Giuffre – 001456 (pictured above)– undated JE from Jean Luc – “He just did a good one – 18 years – she spoke to me and said “I love Jeffrey.”**

Law enforcement was able to confirm identities of underage victims through the use of the names and telephone numbers in these message pads:

Q. The next line down is what I wanted to focus on, April 5th, 2005. This trash pull, what evidence is yielded from this particular trash pull?

THE WITNESS: The trash pull indicated that there were several messages with written items on it. There was a message from HR indicating that there would be an 11:00 appointment. There were other individuals that had called during that day.

Q. And when you would -- when you would see females’ names and telephone numbers, would you take those telephone numbers and match it to -- to a person?

THE WITNESS: We would do our best to identify who that person was.

Q. And is that one way in which you discovered the identities of some of the other what soon came to be known as victims?

THE WITNESS: Correct.

Q. Did you find names of other witnesses and people that you knew to have been associated with the house in those message pads?

THE WITNESS: Yes.

Q. And so what was the evidentiary value to you of the message pads collected from Jeffrey Epstein’s home in the search warrant?

THE WITNESS: It was very important to corroborate what the victims had already told me as to calling in and for work.³¹

7. The Black Book

Palm Beach Police confiscated an extensive lists of contacts with their phone numbers from Defendant and Epstein’s residence.³² Ghislaine Maxwell maintained a contact list in an

³¹ See McCawley Dec. at Exhibit 13, Recarey Dep. Tr. at 42:14-43:17; 78:25:-79:15.

approximately 100-page-long hard copy, which was openly available to other house employees. It consisted primarily of telephone numbers, addresses, or email addresses for various personal friends, associates, employees, or personal or business connections of Epstein or Defendant. Prior to being terminated by Defendant, the Palm Beach house butler Alfredo Rodriguez printed a copy of this document and ultimately provided it to the FBI. This document reflects the numerous phone numbers of Defendant, Epstein as well as staff phone numbers. Additionally, and importantly, there are several sections entitled “Massage” alongside a geographical designation with names of females and corresponding telephone numbers. These numbers included those of underage females (with no training in massage therapy) – including [REDACTED] [REDACTED] – identified during the criminal investigation of Epstein. This document is an authentic reflection of the people who were associated with Epstein, Defendant, and the management of their properties, and the knowledge each had of the contents of the document.

8. Sex Slave Amazon.com Book Receipt

Detective Recarey authenticated an Amazon.com receipt that the Palm Beach Police collected from Jeffrey Epstein’s trash. The books he ordered are titled:

- (1) SM 101: A Realistic Introduction, Wiseman, Jay;
- (2) SlaveCraft: Roadmaps for Erotic Servitude – Principles, Skills and Tools by Guy Baldwin; and
- (3) Training with Miss Abernathy: A Workbook for Erotic Slaves and Their Owners, by Christina Abernathy, as shown below:

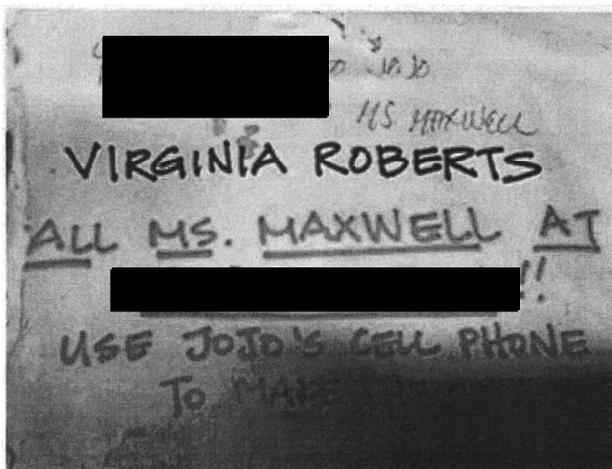
³² See McCawley Dec. at Exhibit 45, Phone List, Public Records Request No.: 16-268 at 2282 – 2288.



This disturbing 2005 purchase corroborate Ms. Giuffre’s account of being sexually exploited by Defendant and Epstein – not to mention the dozens of underage girls in the Palm Beach Police Report. Additionally, Defendant testified that she was not with Jeffrey Epstein in 2005 and 2006 when he was ordering books on how to use sex slaves; however, record evidence contradicts that testimony.

9. Thailand Folder with Defendant’s Phone Number

Defendant also was integral in arranging to have Virginia go to Thailand. While Epstein had paid for a massage therapy session in Thailand, there was a catch. Defendant told Virginia she had to meet young girls in Thailand and bring her back to the U.S. for Epstein and Defendant. Indeed, on the travel records and tickets Defendant gave to Virginia, Defendant wrote on the back the name of the girl Virginia was supposed to meet, and she was also instructed to check in frequently with Defendant as it was further signified by the words “Call Ms. Maxwell (917) [REDACTED]!” on Virginia’s travel documents. In this case, Virginia also produced the hard copy records from her hotel stay in Thailand paid for by Epstein. *See McCawley Dec. at Exhibit 32, 43, GIUFFRE 003191-003192; GIUFFRE 007411-007432.*



10. **It is undisputed fact that the FBI report and the Churcher emails reference Ms. Giuffre’s accounts of sexual activity with Prince Andrew that she made in 2011, contrary to Defendant’s argument that Ms. Giuffre never made such claims until 2014.**

Based on the FBI’s Interview of Ms. Giuffre in 2011, they wrote a report reflecting Ms.

Giuffre’s claims concerning her sexual encounters with Prince Andrew.³³

GIUFFRE and [redacted] went shopping and purchased makeup, clothing, and a Burberry bag. The items were purchased with [redacted] GIUFFRE and [redacted] returned [redacted] at CLUB TRAMP. [redacted] instructed GIUFFRE to get ready. When GIUFFRE came down after getting ready, she was introduced to [redacted]

[redacted]

[redacted] GIUFFRE traveled to CLUB TRAMP [redacted] GIUFFRE danced [redacted] at CLUB TRAMP [redacted]

[redacted]

[redacted] stayed at CLUB TRAMP for an hour or hour and a half and drank a couple of cocktails before returning to [redacted] GIUFFRE had not received any direction from [redacted]

[redacted] After returning to [redacted] GIUFFRE requested [redacted] to take a photograph of her [redacted] GIUFFRE advised that she still had the original photograph in her possession and would provide it to the interviewing agents. GIUFFRE proceeded with [redacted]

[redacted]

Approximately two months later, GIUFFRE met [redacted] at [redacted]

[redacted]

[redacted] GIUFFRE recalled [redacted] LNU, [redacted]

[redacted]

[redacted] GIUFFRE recalled [redacted] joking about trading GIUFFRE in because she was getting too old.

³³ See McCawley Dec. at Exhibit 31, GIUFFRE001235-1246, FBI Redacted 302.

Additionally, 2011 correspondence with Sharon Churcher shows that Ms. Giuffre disclosed her sexual encounters with Prince Andrew, but Churcher had to check with the publisher's lawyers "on how much can be published,"

-----Original Message-----
From: Sharon.Churcher@mailonsunday.co.uk
Sent: Friday, 18 February 2011 7:25 AM
To: Virginia Giuffre

Hi there
Have been up all night writing. Won't have an opinion from our lawyer on how much can be published until London wakes up. The lawyers wanted internal FBI documents but I think the Justice Dept letter is all you have from the feds??? Anyway can I give you a call early afternoon? Maybe have a late lunch?
S

See McCawley Dec. at Exhibit 34, GIUFFRE003678. Accordingly, there is documentary evidence that refutes Defendant's meritless argument that Ms. Giuffre did not allege she had sex with Prince Andrew until 2014. To the contrary, two sources, including the FBI, show Ms. Giuffre made these claims in 2011.

C. Defendant Has Produced No Documents Whatsoever That Tend to Show That She Did Not Procure Underage Girls For Jeffrey Epstein.

Defendant has produced no documents that even tend to show that she did not procure underage girls for sex with Epstein, and no documents that tend to show that she did not participate in the abuse. Indeed, Defendant refused to produce *any* documents dated prior to 2009, which includes the 2000-2002 period during which she abused Ms. Giuffre.

Against this backdrop of an avalanche of evidence showing the Defendant sexually trafficked Ms. Giuffre, summary judgment on any of the issues advanced by Defendant is inappropriate. While we discuss the particulars of the individual claims below, the larger picture is important too. Ms. Giuffre will prove at trial that Epstein and Defendant sexually trafficked her. And yet, when Ms. Giuffre had the courage to come forward and expose what Defendant had done to world – in a Court pleading trying to hold Epstein accountable – Defendant

responded by calling her a liar in a press release intended for worldwide publication. Such heinous conduct is not a mere “opinion,” but rather is defamation executed deliberately and with actual malice. The jury should hear all of the evidence and then render its verdict on Ms. Giuffre’s complaint.

III. LEGAL STANDARD

Rule 56 of the Federal Rules of Civil Procedure provides that a motion for summary judgment may be granted only when “there is no genuine issue as to any material fact and that the moving party is entitled to a judgment as a matter of law.” The Second Circuit has repeatedly held that “all ambiguities and inferences to be drawn from the underlying facts should be resolved in favor of the party opposing the motion, and all doubts as to the existence of a genuine issue for trial should be resolved against the moving party.” *Swan Brewery Co. Ltd. v. U.S. Trust Co. of New York*, 832 F. Supp. 714, 717 (S.D.N.Y. 1993) (Sweet, J.), citing *Brady v. Town of Colchester*, 863 F.2d 205, 210 (2d Cir. 1988) (internal quotations omitted). In other words, in deciding a motion for summary judgment, the court must construe the evidence in the light most favorable to the non-moving party and draw all reasonable inferences in the non-moving party’s favor. *In re “Agent Orange” Prod. Liab. Litig.*, 517 F.3d 76, 87 (2d Cir. 2008). *Stern v. Cosby*, 645 F. Supp. 2d 258, 269 (S.D.N.Y.2009). Summary judgment should be denied “if the evidence is such that a reasonable jury could return a verdict” in favor of the non-moving party. *See Net Jets Aviation, Inc. v. LHC Commc’ns, LLC*, 537 F.3d 168, 178–79 (2d Cir. 2008).

IV. LEGAL ARGUMENT

A. Defendant is Liable for the Publication of the Defamatory Statement and Damages for Its Publication

Defendant’s lead argument is that, when she issued a press release attacking Ms. Giuffre to members of the media, she somehow is not responsible when the media quickly published her

attacks. If accepted, this remarkable claim would eviscerate defamation law, as it would permit a defamer to send defamatory statements to the media and then stand back and watch – immune from liability – when (as in this case) the defamatory statements are published around the world. This absurd position is not the law, particularly given that the Defendant released a statement to media asking them to “[p]lease find attached a *quotable statement* on behalf of Ms. Maxwell.”

To make her claim seem plausible, Defendant cites older cases, some dating back as far as 1906. This presents a distorted picture of the case law on these issues. As a leading authority on defamation explains with regard to liability for republication by another of statement by a defendant: “Two standards have evolved. The older one is that the person making the defamatory statement is liable for republication only if it occurs with his or her express or implied authorization or consent. The more modern formulation adds responsibility for all republication that can reasonably be anticipated or that is the ‘natural and probable consequence’ of the publication.” SACK ON DEFAMATION § 2.7.2 at 2-113 to 2-114 (4th ed. 2016). In this case, however, the nuances of the applicable legal standards make little difference because Defendant so clearly authorized – indeed, desired and did everything possible to obtain – publication of her defamatory statements attacking Ms. Giuffre.

1. **Under New York Law, Defendant is liable for the media’s publication of her press release.**

Given the obvious purposes of defamation law, New York law unsurprisingly assigns liability to individuals for the media’s publication of press releases. Indeed, New York appellate courts have repeatedly held that an individual is liable for the media publishing that individual’s defamatory press release. *See Levy v. Smith*, 18 N.Y.S.3d 438, 439, 132 A.D.3d 961, 962–63 (N.Y.A.D. 2 Dept. 2015) (“Generally, [o]ne who makes a defamatory statement is not responsible for its recommunication without his authority or request by another over whom he

has no control . . . Here, however . . . the appellant intended and authorized the republication of the allegedly defamatory content of the press releases in the news articles”); *National Puerto Rican Day Parade, Inc. v. Casa Publications, Inc.*, 914 N.Y.S.2d 120, 123, 79 A.D.3d 592, 595 (N.Y.A.D. 1 Dept. 2010) (affirming the refusal to dismiss defamation counts against a defendant who “submitted an open letter that was published in [a] newspaper, and that [the defendant] paid to have the open letter published,” and finding that the defendant “authorized [the newspaper] to recommunicate his statements.”) *See also* RESTATEMENT (SECOND) OF TORTS § 576 (1977) (“The publication of a libel or slander is a legal cause of any special harm resulting from its repetition by a third person if . . . the repetition was authorized or intended by the original defamer, or . . . the repetition was reasonably to be expected.”)³⁴

Defendant deliberately sent her defamatory statement to major news media publishers for worldwide circulation because Defendant wanted the public at large to believe that Ms. Giuffre was lying about her abuse. Defendant even hired a public relations media specialist to ensure the media would publish her statement. Her efforts succeeded: her public relations agent instructed dozens of media outlets to publish her “quotable” defamatory statement and they did.

Despite this deliberate campaign to widely publicize her defamatory statement, Defendant now disclaims any responsibility for the media publishing her press release. If we understand Defendant’s position correctly, because she somehow lacked “control” over what major newspapers and other media finally put in their stories, she escapes liability for defamation. This nonsensical position would let a defamer send a false and defamatory letter to major media, and then, when they published the accusation, escape any liability. Such an

³⁴*Cf.*, *Eliah v. Ucatan Corp.*, 433 F. Supp. 309, 312–13 (W.D.N.Y. 1977) (“The alleged multistate publication of plaintiff’s photograph without her consent thus gives rise to a single cause of action. . . . However, evidence of the multistate publication of the magazine and the number of copies sold would be competent and pertinent to a showing of damages, if any, suffered by plaintiff.”)

argument is not only an affront to logic, but it is contrary to prevailing New York case law, cited above. Perhaps even more important, in the context of the pending summary judgment motion, it would require Defendant to convince the jury that she did not “authorize or intend” for the major media to publish her press release. Obviously the disputed facts on this point are legion, and summary judgment is accordingly inappropriate.

Even the cases Defendant cites contradict her argument. She first cites *Geraci v. Probst*, in which a defendant sent a letter to the Board of Fire Commissioners, and, years later, a newspaper published the letter. The court held that the defendant was not liable for that belated publication, “made years later without his knowledge or participation.” *Id.*, at 340. By contrast, Defendant not only authorized the defamatory statement, but paid money to her publicist to convince media outlets to publish it promptly – actions taken with both her knowledge and consent. Defendant’s statement was thus not published “without [her] authority or request,” as in *Geraci*, but by her express authority and by her express request. Defendant’s publicist’s testimony and the documents produced by Defendant’s publicist unambiguously establish that the media published her press release with Defendant’s authority and by her request:

Q. When you sent that email were you acting pursuant to Ms. Maxwell’s retention of your services?

A. Yes, I was

Q. The subject line does have “FW” which to me indicates it’s a forward. Do you know where the rest of this email chain is?

A. My understanding of this is: It was a holiday in the UK, but Mr. Barden was not necessarily accessible at some point in time, so this had been sent to him originally by Ms. Maxwell, and because he was unavailable, she forwarded it to me for immediate action. I therefore respond, “Okay, Ghislaine, I’ll go with this.”

It is my understanding that this is the agreed statement because the subject of the second one is “Urgent, this is the statement” so ***I take that as an instruction to send it out, as a positive command***: “This is the statement.”³⁵

³⁵ See McCawley Dec. at Exhibit 6, Ross Gow Dep. Tr. at 14:15-17; 44:6-45:13 (emphasis added).

Similarly, another case cited by Defendant, *Davis v. Costa-Gavras*, involved a libel claim against a book author who wrote an account of the 1972 military coup in Chile. Years later, the plaintiff attempted to ascribe defamation liability to a third-party publishing house's decision to republish the book in paperback form and a third-party filmmaker who released a movie based on the book. The Court held that a "party who is 'innocent of all complicity' in the publication of a libel cannot be held accountable . . . [but that] a deliberate decision to republish or active participation in implementing the republication resurrects the liability." 580 F. Supp. 1082, 1094 (S.D.N.Y. 1984). Here, Defendant made a deliberate decision to publish her press release, and actively participated in that process. At the very least, the jury must make a determination of whether Defendant was "innocent of all complicity" for a libelous statement contained in her press release.

Finally, Defendant cites *Karaduman v. Newsday, Inc.*, 416 N.E.2d 557 (1980), which held that reporters of a series of articles on narcotics trade "cannot be held personally liable for injuries arising from its subsequent republication in book form absent a showing that they approved or participated in some other manner in the activities of the third-party republisher." *Id.*, 416 N.E.2d at 559-560. Again, the jury could reasonably find that Defendant both approved of, and even participated in, the media's publication of her press release. Indeed, it is hard to understand how any jury could find anything else. Defendant was obviously "active" in influencing the media to publish her defamatory press release, she both "approved" of and pushed for the publication of the press release. Accordingly, she is liable for its publication.³⁶

³⁶ On page 14 of her motion, Defendant makes wholly contradictory statements. In back-to-back sentences, she tells the Court that (1) she has no control over whether the media published the statement she sent to the media (with instructions to publish it by an influential publicist); (2) her public relations representative gave instructions to the media on how to publish it (in full); and (3) her public relations representative "made no effort to control" how the media would publish it. Indeed, the best evidence of Defendant's control over the press is the fact dozens of media outlets obeyed her directive to publish her defamatory statement.

Therefore, disclaiming responsibility for the media's publication of a statement (for which she hired a publicist for the purpose of influencing the media to publish that statement) is contrary to both prevailing case law, and the cases cited by Defendant.

2. **Defendant is liable for the media's publication of the defamatory statement.**

After arguing, contrary to New York law, that she is not liable for the media's publication of her own press release, Defendant next argues that she is not liable for the media's publications of the *defamatory statement* contained within her press release if the media chose to make even the tiniest of editorial changes. If we understand Defendant's argument correctly, any omission of any language from a press release is somehow a "selective, partial" publication for which she escapes liability. Mot. at 14. Once again, this claim is absurd on its face. It would mean that a defamer could send to the media a long attack on a victim with one irrelevant sentence and, when the media quite predictably cut that sentence, escape liability for the attack. Moreover, even on its face, the claim presents a jury question of what changes would be, in context, viewed as "selective" or "partial" publications – something that only a jury could determine after hearing all of the evidence.

In support of this meritless argument, Defendant cites *Rand v. New York Times Co.*, for the proposition that a defendant cannot be liable for a publisher's "editing and excerpting of her statement." 430 N.Y.S.2d 271, 274, 75 A.D.2d 417, 422 (N.Y.A.D. 1980). This argument fails for several reasons. First, there is no "republication" by the media as a matter of law. Defendant issued a defamatory statement to the press, and its publication (as Defendant intended) is not a "republication" under the law, as discussed above. Second, there was no "editing" or paraphrasing or taking the quote out of context of the core defamatory statement in the press release: that Ms. Giuffre is a liar. The "obvious lies" passage is the heart of the message

Defendant sent to the press: that Ms. Giuffre was lying about her past sexual abuse. Even in isolation, Defendant's quote stating that Ms. Giuffre's claims are "obvious lies" does not distort or misrepresent the message Defendant intended to convey to the public that Ms. Giuffre was lying about her claims. As this Court explained in denying Defendant's Motion to Dismiss, this case "involves statements that explicitly claim the sexual assault allegations are false." *Giuffre v. Maxwell*, 165 F. Supp. 3d 147, 152 (S.D.N.Y. 2016).

Furthermore, the facts at issue here make the *Rand* holding inapposite. In *Rand*, a newspaper paraphrased and "sanitized" defendant's words. No such changing, sanitizing, or paraphrasing occurred in the instant case: the media **quoted** Defendant's statement accurately. Further, the phrase at issue in *Rand* was that certain people "screwed" another person. The speaker/newspaper used the term "screwed" in reference to a record label's dealings with a performing artist, and not did not mean "screwed" in the literal sense, but as "rhetorical hyperbole, and as such, is not to be taken literally." *Id.* By contrast, there is no hyperbole in Defendant's defamatory statement, and it was never distorted or paraphrased by any publication known to Ms. Giuffre. A jury could reasonably conclude that Defendant's statement that Ms. Giuffre's claims of child sexual abuse are "obvious lies" is not a rhetorical device, nor hyperbole, but a literal and particular affirmation that Ms. Giuffre lied.

Accordingly, there is no support in the factual record that the media reporting that Defendant stated that Ms. Giuffre's claims of childhood sexual abuse are "obvious lies" is a distortion of Defendant's message or hyperbole. Even a cursory review of the press release would lead to that conclusion. Moreover, to the extent that there is any dispute that Defendant's statement had a different meaning outside of the context of the remainder of the press release,

such a determination of meaning and interpretation is a question of fact for the jury to decide, and is inappropriate for a determination upon summary judgment.

B. Material Issues of Fact Preclude Summary Judgment.

1. The Barden Declaration presents disputed issues of fact.

The primary basis of Defendant's motion for summary judgment is her attorney's self-serving, *post hoc* affidavit wherein he sets forth his alleged "intent" with regard Defendant's defamatory statement.³⁷ Ms. Giuffre disputes Defendant's attorney's alleged and unproven "intent" (not to mention Defendant's "intent"), not only because Defendant refuses to turn over her attorney's communications, but also because questions of intent are questions of fact to be determined by a trier of fact. Furthermore, ample record evidence contradicts the claimed "intent."

a. The Barden Declaration is a deceptive back-door attempt to inject Barden's advice without providing discovery of all attorney communications.

In her brief, Defendant discloses her attorney's alleged legal strategy and alleged legal advice; however, she deliberately states that her attorney "intended," instead of her attorney "advised," when discussing her attorney's legal strategy and advice, using that phrase *at least 37 times*,³⁸ and using phrases such as Barden's "beliefs,"³⁹ "purposes,"⁴⁰ "goals,"⁴¹ and

³⁷ The Barden declaration is problematic for other reasons as well. In addition to Defendant's over-length, 68-page motion and among Defendant's 654 pages of exhibits lies an eight-page attorney affidavit that proffers legal conclusions and arguments. This exhibit is yet another improper attempt to circumvent this Court's rules on page limits. See *Pacenza v. IBM Corp.*, 363 F. App'x 128, 130 (2d Cir. 2010) (affirming lower court decision to strike "documents submitted . . . in support of his summary judgment motion [that] included legal conclusions and arguments" because those "extraneous arguments constituted an attempt . . . to circumvent page-limit requirements submitted to the court."); cf. *HB v. Monroe Woodbury Cent. School Dist.*, 2012 WL 4477552, at *6 (S.D.N.Y. Sept. 27, 2012) ("The device of incorporating an affirmation into a brief by reference, as Plaintiffs have done here, in order to evade the twenty-five page limit, rather obviously defeats the purpose of the rule"). The court should disregard the Barden Declaration for that reason alone

³⁸ MSJ at 7 (three times), 8 (three), 15 (four), 16, 25 (five), 26, 33, 35 (two), 36 (three); Statement of Facts at 6 (two), 7 (five); Decl. of Philip Barden at 4 (four), 5 (three).

³⁹ MSJ at 25, 35; Statement of Facts at 7 (two); Decl. of Philip Barden at 3, 4 (three), 5 (two).

⁴⁰ MSJ at 8, 25, 35; Statement of Facts at 7 (three); Decl. of Philip Barden at 4 (two), 5 (three).

“contemplations” 25 other times. All the while Defendant has claimed a privilege as to her communications with Barden. Defendant attempts to convince the Court that she only granted Gow permission to publish the defamatory statement as part of “Mr. Barden’s deliberated and carefully crafted” (MSJ at 16) legal strategy and advice. Yet, she still refused to turn over her communications with Barden under the auspices of attorney-client privilege.⁴² Such gamesmanship should not be permitted.

If the Court were to consider the Barden Declaration (which it shouldn’t), it would be ruling on a less than complete record because, based on this Declaration, it is necessary that Defendant disclose all communications with him and possibly others. Ms. Giuffre doesn’t have those communications, the court doesn’t have those communications; therefore, Defendant is asking for summary judgment on an incomplete record.

The Court should also not consider the Barden Declaration because it will be inadmissible as unduly prejudicial. It is a self-serving declaration by a non-deposed witness made without turning over the documents that are relevant to the declaration. *See, e.g., Rubens v. Mason*, 387 F.3d 183, 185 (2d Cir. 2004) (“We find that the District Court predicated its grant of summary judgment as to liability on an affidavit from the arbitrator who presided over the underlying arbitration, the probative value of which was substantially outweighed by the danger of unfair prejudice. The affidavit, therefore should not have been admitted. We therefore vacate the grant of summary judgment to the defendants on liability and remand to the District Court.”).

- b. Defendant’s summary judgment argument requires factual findings regarding Barden’s intent, thereby precluding summary judgment.

Even were the Court to consider this Declaration and representations therein – which it should not – the declaration itself demonstrates that the Court would have to make factual

⁴¹ MSJ at 27.

⁴² *See* McCawley Dec. at Exhibit 22, Defendant’s Privilege Log.

finding as to what Mr. Barden's intent really was. Finding about intent are inappropriate at the summary judgment stage, as this Court and the Second Circuit have recognized. This Court has explained, "*if it is necessary to resolve inferences regarding intent, summary judgment is not appropriate.*" *Id.* (Sweet, J.) (emphasis added), citing *Patrick v. Le Fevre*, 745 F.2d 153, 159 (2d Cir. 1984); *Friedman v. Meyers*, 482 F.2d 435, 439 (2d Cir. 1973) (other citations omitted).

c. There are factual disputes regarding Barden's Declaration.

Finally, there are material disputes over the statements in the Barden Declaration because they are directly refuted by record evidence. For example, the instant motion and the Barden Declaration describe the press release merely as a document expressing "his [Mr. Barden's] *opinion – in the form of a legal argument – as a lawyer would be,*" as opposed to a press release for dissemination by the media to the public. Record evidence refutes this claim, as (1) the press release was sent to journalists, not media publishers or in-house counsel; (2) the press release instructed the journalists to publish the defamatory statement ("Please find attached a *quotable statement* on behalf of Ms. Maxwell"); (3) it was issued by a publicist on Defendant's behalf and not by an attorney, without any reference to attorneys or laws – indeed, Gow testified that Barden was unavailable to approve the statement; and (4) Gow testified that he issued the statement only after he understood Defendant to have "signed off" it, an understanding he formed based on Defendant's "positive command" to him: "This is the agreed statement."

Q. When you sent that email were you acting pursuant to Ms. Maxwell's retention of your services?

A. Yes, I was.

Q. When you say "agreed statement" can you tell me more about what you mean? **Who agreed to the statement?**

A. I need to give you some context, if I may, about that statement. So, this is on New Year's Day. I was in France so the email time here of 21:46, in French time was 22:46, and I was getting up early the next morning to drive my family back from the south of France to England, which is a 14-hour journey, door to door. So on the morning of the 2nd of January,

bearing in mind that Ms. Maxwell, I think was in New York then, she was five hours behind, so there was quite a lot of, sort of time difference between the various countries here, I sent her an email, I believe, saying - parsing this-- forwarding this email to her saying “How do you wish to proceed?” And then I was on the telephone-- I had two telephones in the car, I received in excess of 30 phone calls from various media outlets on th^e 2nd of January, all asking for information about how Ms. Maxwell was looking to respond to the latest court filings, which were filed on the 30th of December as I understand.

And by close-- towards close of play on the 2nd, **I received an email forwarded by Ms. Maxwell, containing a draft statement** which my understanding was the majority of which had been drafted by Mr. Barden **with a header along the lines of “This is the agreed statement.”** At close of play on th^e 2nd. So—I was—I had gone under the Channel Tunnel and I was sitting on the other side and that email, which **my understanding was that it had been signed off by the client, effectively**, was then sent out to a number of media, including Mr. Ball and various other UK newspapers.

Q. Mr. Gow, when you say “end of play” and “close of play,” are you referring to sending the email that is Exhibit 2?

A. Yes, I am

Q. The subject line does have “FW” which to me indicates it’s a forward. Do you know where the rest of this email chain is?

A. My understanding of this is: It was a holiday in the UK, but Mr. Barden was not necessarily accessible at some point in time, so **this had been sent to him originally by Ms. Maxwell, and because he was unavailable, she forwarded it to me for immediate action. I therefore respond, “Okay, Ghislaine, I’ll go with this.”**

It is my understanding that this is the agreed statement because the subject of the second one is “Urgent, this is the statement” so I take that as an instruction to send it out, as a positive command: “This is the statement.”⁴³

Accordingly, record evidence shows that the press release was intended as press release, and not as a “legal argument.” Record evidence also establishes that Defendant circulated the press release to Barden and Gow, and then gave a “positive command” to Gow to publish it. Additionally, there is no indicia that the press release is a legal opinion. To the contrary, it was issued by, and specifically attributed to, a woman who has personal knowledge of whether Ms. Giuffre’s claims of sexual abuse are true, and she states that Ms. Giuffre is a liar.⁴⁴ At the very least, all of these factual issues must be considered by a jury.

⁴³ See McCawley Dec. at Exhibit 6, Ross Gow Dep. Tr. at 14:15-17; 31:19-33:7; 44:6-45:13 (emphasis added).

⁴⁴ Unsurprisingly, Defendant cites no case law to support her argument that her attorney’s alleged influence in preparing the statement Defendant issued to the media somehow shields her from liability.

Another example is that Defendant states that “Gow served only as Mr. Barden’s conduit to the media” (MTD at 25), and “Mr. Barden was directing the January 2-15 statement to a discrete number of media representatives.” Barden wasn’t directing anything – he wasn’t even in the loop when Defendant decided to publish the statement - and the documents prove it. Indeed, the press release itself states that it is “on behalf of Ms. Maxwell,” not Barden, and it was Defendant who gave the “positive command” to Gow to publish it. These are just a couple of examples, among many, of the purported facts asserted in Defendant’s motion and Barden’s Declaration that are directly refuted by facts in the record.

Finally, neither the media nor the general public could have known that the statement should be attributed to Barden. His name was nowhere in it, nor is there any reference to counsel. Defendant’s argument that the “context” is the media knowing Barden’s intent or involvement is unsupported by the record. The significant factual disputes about Barden, alone, prevent summary judgment.

C. Defendant’s Defamatory Statement Was Not Opinion as a Matter of Law.

As this Court previously held, correctly, Defendant stating that Ms. Giuffre’s claims of sexual assault are lies is not an expression of opinion:

“First, statements that Giuffre’s claims ‘against [Defendant] are untrue,’ have been ‘shown to be untrue,’ and are ‘obvious lies’ have a specific and readily understood factual meaning: that Giuffre is not telling the truth about her history of sexual abuse and Defendant’s role, and that some verifiable investigation has occurred and come to a definitive conclusion proving that fact. Second, these statements (as they themselves allege), are capable of being proven true or false, and therefore constitute actionable fact and not opinion. Third, in their full context, while Defendant’s statements have the effect of generally denying Plaintiff’s story, they also clearly constitute fact to the reader.”

Giuffre v. Maxwell, 165 F. Supp. 3d 147, 152 (S.D.N.Y. 2016). This Court further explained:

“Plaintiff cannot be making claims shown to be untrue that are obvious lies without being a liar. Furthermore, to suggest an individual is not telling the truth

about her history of having been sexually assaulted as a minor constitutes more than a general denial, it alleges something deeply disturbing about the character of an individual willing to be publicly dishonest about such a reprehensible crime. Defendant's statements clearly imply that the denials are based on facts separate and contradictory to those that Plaintiff has alleged." *Id.*

Defendant argues that somehow the "context" of the entire statement "tested against the understanding of the average reader" should be the press release as a whole being read only by journalists. This is an unreasonable construct because the ultimate audience for a press release is the public. Indeed, the purpose of a press release is to reach readers. Unsurprisingly, Defendant cites no case that holds that journalists might somehow believe statements of fact are opinion while others do not.

This Court has previously covered this ground when it clearly stated:

Sexual assault of a minor is a clear-cut issue; either transgression occurred or it did not. Either Maxwell was involved or she was not. The issue is not a matter of opinion, and there cannot be differing understandings of the same facts that justify diametrically opposed opinion as to whether Defendant was involved in Plaintiff's abuse as Plaintiff has claimed. Either Plaintiff is telling the truth about her story and Defendant's involvement, or Defendant is telling the truth and she was not involved in the trafficking and ultimate abuse of Plaintiff.

Giuffre v. Maxwell, 165 F. Supp.at 152 (S.D.N.Y. 2016). The same conclusion applies now. At the motion to dismiss stage, Defendant had not yet produced the statement she issued to the press. That statement is now in evidence, so there is no ambiguity as to what defendant released to the press.

The absurdity of Defendant characterizing his statements calling Ms. Giuffre a liar as mere "opinion" is revealed by the fact that Defendant was the one who was sexually trafficking and otherwise abusing Ms. Giuffre. No reasonable person in any context would construe that as Defendant's mere "opinion" on the subject, since Defendant knew she was abusing Ms. Giuffre. Indeed, this argument is contradicted by Defendant's own deposition testimony:

Q. Do you believe Jeffrey Epstein sexually abused minors?

A. I can only testify to what I know. **I know that Virginia is a liar and I know what she testified is a lie.** So I can only testify to what I know to be a falsehood and half those falsehoods are enormous and so **I can only categorically deny everything she has said** and that is the only thing I can talk about because I have no knowledge of anything else.

See McCawley Dec. at Exhibit 11, Maxwell Dep. Tr. (April 17, 2016) at 174:6-19.

Defendant slyly contends in her motion that “Mr. Barden’s “arguments” in the press release constitute ‘pure opinion,’” attempting to disclaim any involvement in making the defamatory statement. However, it is not Mr. Barden’s statement, nor his opinion, that is at issue here. At issue here is Defendant’s statement – a statement attributable to her, that she approved, whose publication she “command[ed],” and for which she hired a public relations representative to disseminate to at least 30 journalists for publication. While Mr. Barden could possibly have had his own opinion as to whether or not his client abused Ms. Giuffre, Defendant cannot express an opinion on a binary, yes/no subject where she knows the truth. As this Court previously articulated, “statements that Giuffre’s claims ‘against [defendant] are untrue,’ have been ‘shown to be untrue,’ and are ‘obvious lies’ have a specific and readily understood factual meaning.” *Giuffre v. Maxwell*, 165 F. Supp. 3d at 152. Again, at the very least, the jury must pass on such issues.

D. The Pre-Litigation Privilege Does Not Apply to Defendant’s Press Release

1. Defendant fails to make a showing that the pre-litigation privilege applies.

Defendant’s next argument seeks refuge in the pre-litigation privilege. If we understand the argument correctly, Defendant seems to be saying that because she was contemplating an (unspecified and never-filed) lawsuit involving the British Press, she somehow had a “green light” to make whatever defamatory statements she wanted about Ms. Giuffre. To prove such a

remarkably claim, Defendant relies on caselaw involving such mundane topics as “cease and desist” letters sent to opposing parties and the like. Obviously such arguments have no application to the press release that Defendant sent out, worldwide, attacking Ms. Giuffre’s veracity.

The problems with the Defendant’s argument are legion. For starters, there is no record evidence – not even Defendant’s own testimony – suggesting that she was contemplating litigation against Ms. Giuffre, or that her press release was related to contemplated litigation against Ms. Giuffre. Tellingly, the only “evidence” Defendant cites of any alleged contemplated litigation is the self-serving, *post hoc*, partial waiver of attorney-client privilege found in the Barden Declaration. As discussed above, that Declaration fails to establish that there was good faith anticipated litigation between her and Ms. Giuffre, particularly when evidence in the record contradicts such assertions. At the very least, it is a matter of fact for the jury to decide.

In another case in which a defendant attempted to claim pre-litigation privilege applied to statements made to the press, this Court denied summary judgment, and held, “[t]o prevail on a qualified privilege defense [defendant] must show that his claim of privilege does not raise triable issues of fact that would defeat it.” *Block v. First Blood Associates*, 691 F. Supp. 685, 699-700 (Sweet, J.) (S.D.N.Y. 1988) (denying summary judgment on the pre-litigation qualified privilege affirmative defense because there was “a genuine issue as to malice and appropriate purpose”). Defendant’s claim here likewise fails.

First, Defendant’s testimony makes no mention of any contemplated lawsuit – much less, any contemplated lawsuit against Ms. Giuffre. Second, Defendant has offered no witnesses who will testify that she intended to bring any law suit. Third, she did not, in fact, bring any such lawsuit. The only “evidence” is a *post hoc* Declaration written by her attorney. Finally, it must be

remembered, as explained at length above, the Defendant had sexually trafficking Defendant and was attempting to continue to conceal her criminal acts. Whether her statements had an “appropriate purpose,” *Block* 691 F. Supp. at 699-700 (Sweet, J.) – or were, rather, efforts by a criminal organization to silence its victims – is obviously contested. Accordingly, obvious issues of fact exist as to whether or not Defendant contemplated litigation.

Distorting reality, Defendant further argues: “Statements pertinent to a good faith anticipated litigation made by attorneys (or their agents under their direction) before the commencement of litigation are privileged.” (MSJ at 33). The record evidence shows that Defendant’s attorney did not make the defamatory statement. Further, Defendant’s attorney’s agents did not make the defamatory statement. Defendant did. And, there was no statement made by anyone “before the commencement of litigation” because *litigation never commenced*. Accordingly, the cases Defendant cites where attorneys are making statements (or where clients are making statements to their attorneys regarding judicial proceedings including malpractice) are wholly inapposite as detailed below.⁴⁵

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- *Front v. Khalil*, 24 N.Y.3d 713, 720 (2015) - statement made by attorney.
- *Flomenhaft v. Finkelstein*, 127 A.D.3d 634, 637 n.2, 8 N.Y.S.3d 161 (N.Y. App. Div. 2015) - did not even address pre-litigation privilege, and said that *Front, Inc.* was not relevant to the case.
- *Kirk v. Heppt*, 532 F. Supp. 2d 586, 593 (S.D.N.Y. 2008) - the communication at issue was made by an attorney’s client to the attorney’s malpractice carrier concerning the client’s justiciable controversy against the attorney over which the clients actually sued.
- *Petrus v. Smith*, 91 A.D.2d 1190 (N.Y.A.D., 1983) - the court held: “[r]emarks of attorney to Surrogate are cloaked with absolute immunity as statements made in course of judicial proceedings – Attorney’s gratuitous opinion outside courthouse calling plaintiff liar . . . is not similarly immune.” (This case undermines the false argument Defendant tries to make).
- *Klien* - contrary to dicta quoted by Defendant from the *Klein* case, there were no communications made “between litigating parties or their attorneys,” just a press release Defendant instructed her press agent to disseminate to the media.
- *Frechtman v. Gutterman*, 115 A.D.3d 102, 103, 979 N.Y.S.2d 58, 61 (2014) - the communication at issue was a letter sent by a client to his attorney terminating the representation for malpractice.
- *Sexter & Warmflash, P.C. v. Margrabe*, 38 A.D.3d 163 (N.Y.A.D. 1 Dept. 2007) - privilege applied to letter client sent discharging law firm as the client’s attorneys as statements relating to a judicial proceeding and law firm sued for defamation.

Similarly, in *Black v. Green Harbour Homeowners' Ass'n, Inc.*, 19 A.D.3d 962, 963, 798 N.Y.S.2d 753, 754 (2005), cited by Defendant, the Court held a privilege applied to a letter sent by a home owner's association board of directors to the association's members informing them of the status of litigation to which the association was a party, and to the association's letter to the state attorney general sent to discharge it's duties to the association. In this case, litigation was actually pending, the communication was sent by a party to that litigation as part of its duties, and the communication itself concerned the litigation. Defendant's press release fits none of those descriptions.

Unsurprisingly, Defendant cites to no case in which a Court has held that this or any qualified privilege extends to internationally disseminated press releases defaming a non-party to the purported "anticipated" litigation. Regardless of whether or not Barden had a hand in drafting the statement (another disputed issue of fact for the jury), Defendant issued the statement, instructed that it be published, and the statement she issued was attributed to her, and not to her attorney (or his agents). Accordingly, all the case law Defendant cites about an *attorney* making a statement (or a client making a statement to their attorney or malpractice carrier) is inapposite.

2. Defendant is foreclosed from using the pre-litigation privilege because she acted with malice.

In any event, because Defendant acted with malice, she cannot avail herself of the pre-litigation privilege. As this Court has explained denying Defendant's motion to dismiss, "There is no qualified privilege under New York law when such statements are spoken with malice, knowledge of their falsity, or reckless disregard for their truth." *Giuffre v. Maxwell*, 165 F. Supp. 3d at 155 (citing *Block*, 691 F. Supp. at 699 (Sweet, J.) (S.D.N.Y. 1988)). There is ample record evidence that Defendant acted with malice in issuing the press release, thereby making the litigation privilege inapplicable. *See Block*, 691 F. Supp. at 700 (Sweet, J.) ("Here, sufficient

evidence has been adduced to support the inference that [defendant] acted with malice, and may not, therefore, claim a qualified privilege under New York law . . . a genuine issue as to malice and appropriate purpose has properly been raised and is sufficient to preclude summary judgment.”). For example, Ms. Sjoberg testified that Defendant recruited her for sex with Epstein, thus corroborating Ms. Giuffre’s own account of Defendant’s involvement in abusing her with Epstein. For another example, Jeffrey Epstein’s pilot testified that Defendant flew with Ms. Giuffre on at least 23 flights, thus corroborating Ms. Giuffre’s claims against Defendant. *See McCawley Dec. at Exhibit 15, Rodgers Dep. Tr., at 34:3-10.* For another example, Tony Figueroa testified that Defendant asked him for assistance in recruiting girls for Epstein – more testimony that corroborates Ms. Giuffre’s claims against Defendant.

Defendant’s statements that Ms. Giuffre was lying and her claims of sexual abuse were “obvious lies” were not pertinent to a good faith anticipated litigation but, instead, they were made for an inappropriate purpose – i.e., to bully, harass, intimidate, and ultimately silence Ms. Giuffre. As the record evidence shows, Defendant knew the statements were false because Defendant engaged in and facilitated the sexual abuse of this minor child, therefore, they were made for the inappropriate purpose of “bullying,” “harassment,” and “intimidation.” *See Front v. Khalil*, 24 N.Y.3d 713, 720 (2015). Simply put, Defendant sexually trafficked Ms. Giuffre – and then tried to silence Ms. Giuffre to keep her crimes secret – circumstances that prevent her from using privileges designed to shield legitimate legal disputes from court interference.

New York case law fully confirms that pre-litigation qualified privilege does not apply to this case. Historically, statements made in the course of litigation were entitled to privilege from defamations claims “so that those discharging a public function may speak freely to zealously represent their clients without fear of reprisal or financial hazard.” *Id.* at 718. A 2015 New York

Court of Appeals case somewhat extended this privilege by holding that statements made by attorneys prior to the commencement of the litigation are protected by a qualified privilege if those statements are pertinent to a good faith anticipated litigation. *Id.* at 718. (“Although it is well settled that statements made in the course of litigation are entitled to absolute privilege, the Court has not directly addressed whether statements made by an attorney on behalf of his or her client in connection with prospective litigation are privileged” . . . “to advance the goals of encouraging communication prior to the commencement of litigation” . . . “we hold that statements made prior to the commencement of an anticipated litigation are privileged, and that the privilege is lost where a defendant proves that the statements were not pertinent to a good faith anticipated litigation.”).

The Court of Appeals’ reason for allowing this qualified privilege could not be more clear: “When litigation is anticipated, attorneys and parties should be free to communicate in order to reduce or avoid the need to actually commence litigation. Attorneys often send cease and desist letters to avoid litigation. Applying privilege to such preliminary communication encourages potential defendants to negotiate with potential plaintiffs in order to prevent costly and time consuming judicial intervention.” *Id.* at 719-20. Under this rationale, the *Khalil* court found that an attorney’s letters to the potential defendant were privileged because they were sent “in an attempt to avoid litigation by requesting, among other things, that Khalil return the alleged stolen proprietary information and cease and desist his use of that information.” *Id.* at 720.

Here, quite unlike *Khalil*, the Defendant’s statements were (1) made by a non-attorney (Defendant through Gow); (2) concerning a non-party to any alleged anticipated litigation; (3) knowingly false statements; and (4) contained in a press release directed at, and disseminated to,

the public at large. Defendant's statements cannot be considered "pertinent to a good faith anticipated litigation," such that the qualified privilege should apply.

Finally, though it strains credulity to even entertain the prospect, if Defendant could make even colorable showings on these basic issues, it would remain an issue of fact for the jury to determine whether or not Defendant's press release, calling Ms. Giuffre's sex abuse claims "obvious lies," was any type of "cease-and-desist" statement or a statement that acted to "reduce or avoid" or resolve any "anticipated" litigation. Summary judgment is obviously inappropriate here as well.

3. Defendant cannot invoke the pre-litigation privilege because she has no "meritorious claim" for "good faith" litigation.

Finally, Defendant cannot prevail in asserting this qualified privilege because, in order to invoke this privilege, she must have "meritorious claims" for "good faith anticipated litigation." *Khalil* specifically states that for the qualified privilege to apply, the statements must be made "pertinent to a good faith anticipated litigation," and it does not protect attorneys . . . asserting wholly *unmeritorious claims*, unsupported in law and fact, in violation of counsel's ethical obligations." *Khalil*, 24 N.Y.3d at 718, 720 (emphasis added). Defendant has neither "meritorious claims" nor "good faith anticipated litigation." Defendant cannot have a "meritorious claim" for "good faith anticipated litigation" against the press (or Ms. Giuffre) because Ms. Giuffre's reports of her sexual abuse are true, Defendant knows that they are true, and Defendant made a knowingly false statement when she called Ms. Giuffre a liar. Under these circumstances, Defendant has no "meritorious" claim to make in "good faith" relating to either Ms. Giuffre's statements or their coverage in the press, thereby making her defamatory statements wholly outside the protection of this qualified privilege. At the very least, the issue of

whether Defendant has meritorious claims against the press on the grounds that she did not abuse Ms. Giuffre is a question of fact for the jury to decide.

V. DEFENDANT HAS NOT - AND CANNOT - SHOW THAT HER DEFAMATORY STATEMENT IS SUBSTANTIALLY TRUE

Defendant next claims that her press release calling Ms. Giuffre a liar about her past sex abuse was somehow “substantially true.” Here again, this is a highly disputed claim. On its face, to determine what is “substantially” true or not requires extensive fact finding, such as whether Defendant recruited Ms. Giuffre as a minor child for sex with Defendant’s live-in boyfriend and convicted pedophile, Jeffrey Epstein. Accordingly, summary judgment is not appropriate. *See Mitre Sports Intern. Ltd. v. Home Box Office, Inc.*, 22 F. Supp. 3d 240, 255 (S.D.N.Y.2014) (denying summary judgment because it would require the Court to decide disputed facts to determine whether the statement at issue was substantially true); *Da Silva v. Time Inc.*, 908 F. Supp. 184, 187 (S.D.N.Y. 1995) (denying motion for summary judgment because there was a genuine issue of material act as to whether defamatory photo and caption were not true, stating “[i]n the instant case Da Silva’s contention that she was a reformed prostitute at the time of photography and publication provides a rational basis upon which a fact-finder could conclude that the photograph was not substantially true”).

Additionally, Defendant has remarkably not submitted any evidence that she did not recruit Ms. Giuffre for sex with Epstein. Nor has Defendant offered any evidence that her role in Epstein’s household was not to recruit girls and young women for Jeffrey Epstein. Accordingly, summary judgment is inappropriate. *See Stern v. Cosby*, 645 F. Supp. 2d 258, 277 (S.D.N.Y. 2009) (because defendant had “not submitted any evidence to show that Statement 11 is substantially true, her motion for summary judgment as to Statement 11 is denied”).

Further, much of the purported evidence upon which Defendant relies to allege the truth of her defamatory statement is merely hearsay, including inadmissible hearsay statements made by Alan Dershowitz, who Defendant did not depose in this case (and whom Ms. Giuffre has not had an opportunity to cross examine). Hearsay cannot establish the truth of a defamatory statement as a matter of law at summary judgment. *Lopez v. Univision Communications, Inc.*, 45 F. Supp.2d 348, 359 (S.D.N.Y.1999) (denying summary judgment and holding “defendants’ evidence as to what they were told by representatives of NYU and Kean College, to the extent offered for the truth of the matters asserted, is inadmissible hearsay and an insufficient basis upon which to grant summary judgment of dismissal on the ground that the statements were substantially true.”).

Finally, many of the facts upon which Defendant bases her argument that her defamatory statement was true are wholly tangential to the claims against her by Ms. Giuffre and the defamatory statement. For example, Defendant supports her contention that she did not recruit Ms. Giuffre for sex with Epstein based on the fact that Ms. Giuffre lived independently of her parents before meeting Epstein and Ms. Maxwell. (Of course, a child outside the supervision of her parents makes it much more likely she would be recruited by Defendant into sex trafficking, but that is for the jury to decide.) That fact does not go to whether or not Defendant’s statement calling Ms. Giuffre a liar is true, because Ms. Giuffre never made any claims relating to where she lived prior to meeting Defendant. Moreover, it is immaterial with whom she was living: the fundamental and overarching fact remains that Defendant recruited Ms. Giuffre for sex with Epstein when she was a minor child.

Defendant next proffers Ms. Giuffre’s limited high school enrollment and short-term jobs that she held as evidence that she and Epstein did not abuse her. The logic of this position is

unclear. The fact that Ms. Giuffre worked at Taco Bell for a few days hardly establishes she was not abused by Defendant and Epstein. Indeed, if anything it shows the vulnerability of Ms. Giuffre to enticements that a billionaire and his wealthy and powerful girlfriend could offer. In any event, what to make of such fact is something for the jury to consider. They are irrelevant for the same reason as above: Ms. Giuffre never made any claims about her studies or her prior employment. Indeed, neither Ms. Giuffre's statement about being recruited by Defendant as a child, nor Defendant's refutation even mentions Ms. Giuffre's lack of schooling or lack of a stable home as a child. Purported facts that have nothing to do with Ms. Giuffre's claims of sexual abuse against Defendant, and nothing to do with Defendant calling Ms. Giuffre a liar for such claims, do not establish the "*substantial* truth" of Defendant's statement. Tellingly, Defendant cites to no analogous case in any jurisdiction that even suggests otherwise.

VI. PLAINTIFF DOES NOT NEED TO ESTABLISH MALICE FOR HER DEFAMATION CLAIM, BUT IN THE EVENT THE COURT RULES OTHERWISE, THERE IS MORE THAN SUFFICIENT RECORD EVIDENCE FOR A REASONABLE JURY TO DETERMINE DEFENDANT ACTED WITH ACTUAL MALICE

Defendant's next (and, again, quite remarkable) argument is that Ms. Giuffre somehow will be unable to establish actual malice in this case. One would think that a sex trafficker calling one of her victims a liar would be a quintessential example of actual malice. Defendant's spurious case citations and misplaced argument do not detract from this core fact.

Though Defendant does not mention the legal standard for actual malice until she is 48 pages into her 68-page brief,⁴⁶ the legal definition of actual malice, as defined by the United

⁴⁶ Though perhaps a scrivener's error, Defendant errantly cites to two Supreme Court cases – *Gerts v. Robert Welch, Inc.*, 418 U.S. 323 (1974) and *Philadelphia Newspapers, Inc. v. Hepps*, 475 U.S. 767 (1986) – that arose out of the laws of Illinois and Pennsylvania, respectively, to support a proposition concerning New York law. Defendant also cites to *Harte-Hanks Commc'ns, Inc. v. Connaughton*, 491 U.S. 657, 109 S. Ct. 2678, 105 L. Ed. 2d 562 (1989), wherein the ruling was not at summary judgment, and the plaintiff in the defamation case was a judicial candidate in a public election.

States Supreme Court, and reiterated by the Second Circuit, should be the light by which all of Defendant's purported "facts" and argument should be viewed. "Actual malice" means that the statement was published with "knowledge that the statement was 'false or with reckless disregard of whether it was false or not.'" *Baiul v. Disson*, 607 F. App'x 18, 20 (2d Cir. 2015), quoting *New York Times Co. v. Sullivan*, 376 U.S. 254, 280, 84 S. Ct. 710, 11 L.Ed.2d 686 (1964).

Defendant argues that Ms. Giuffre is a limited purpose public figure. While Ms. Giuffre disputes that claim, the issue is entirely irrelevant here because Ms. Giuffre will prove at trial, with overwhelming evidence, that Defendant made her statement calling Ms. Giuffre a liar with malice, fully knowing – as a sex trafficker – that it was false. Put another way, Defendant knew that Ms. Giuffre was telling the truth when she described how Defendant recruited her for sex as an underage girl and then sexually trafficked her with her boyfriend Jeffrey Epstein.

The Second Circuit instructs that, "[o]n a motion for summary judgment, a court cannot try issues of fact; it can only determine whether there are issues to be tried. If, as to the issue on which summary judgment is sought, there is any evidence in the record from any source from which a reasonable inference could be drawn in favor of the nonmoving party, summary judgment is improper." *Chambers v. TRM Copy Ctrs. Corp.*, 43 F.3d 29, 37 (2d Cir. 1994) (internal citations and quotations omitted). "As the moving party, Defendants have the burden of demonstrating an absence of clear and convincing evidence substantiating Plaintiffs' claims." *De Sole v. Knoedler Gallery, LLC*, 139 F. Supp. 3d 618, 640 (S.D.N.Y. 2015) (citing *Chambers*).

Defendant fails to meet her burden of demonstrating an absence of clear and convincing evidence substantiating Ms. Giuffre's claims that Defendant acted with actual malice. Ms. Giuffre will easily be able to meet any trial burden of clear and convincing evidence of actual

malice. Tellingly, Defendant does not even attempt to address the documentary evidence, nor the testimonial evidence showing she was a recruiter of girls for Epstein.

As shown above, far beyond showing that a reasonable inference could be drawn in her favor, which is all that is required at this point to defeat Defendant's motion, Ms. Giuffre will easily be able to meet her trial burden of clear and convincing evidence of actual malice.

Of course, a plaintiff need only show "actual malice" on the part of a defendant if that plaintiff is a public figure or a limited public figure, which Ms. Giuffre is not, as explained *infra*.

VII. THE COURT NEED NOT REACH THE ISSUE, AT THIS TIME, OF WHETHER MS. GIUFFRE IS A LIMITED PURPOSE PUBLIC FIGURE

For the reasons just explained, Ms. Giuffre will easily be able to prove actual malice at the trial in this case. Defendant argues that Ms. Giuffre "is a public figure who must prove actual malice." MSJ at 49. Given the overwhelming proof of the second part of that statement, the Court need not spend its time considering the first.

If the Court wishes to nonetheless consider the issue at this time, it is not appropriate for disposition at the summary judgment stage of this case. The defendant bears the burden of demonstrating that the plaintiff is a limited purpose public figure. *See Lerman v. Flynt Distrib. Co.*, 745 F.2d 123, 136–37 (2d Cir. 1984). Defendant correctly articulates the legal test for a finding that a plaintiff is a limited purpose public figure, but glosses over the fact that all prongs of the test must be met in order for a court to make that finding. *See, e.g., Contemporary Mission, Inc. v. N.Y. Times Co.*, 842 F.2d 612, 617 (2d Cir. 1988) ("[T]his court set forth a **four part test** for determining whether someone is a limited purpose public figure" (emphasis added)); *Herbert v. Lando*, 596 F. Supp. 1178, 1186 (S.D.N.Y. 1984) ("The Second Circuit recently summarized the **criteria**" (emphasis added)), *aff'd in part, rev'd in part*, 781 F.2d 298 (2d Cir. 1986); *cf. Nehls v. Hillsdale Coll.*, 178 F. Supp. 2d 771, 778 (E.D. Mich. 2001) (finding plaintiff

was not a limited public figure for failing one element of the *Lerman* test and thus denying defendant's motion for summary judgment) ("The defendant has proven all of the elements but the third ..."), *aff'd*, 65 F. App'x 984 (6th Cir. 2003). Of course, proof that Ms. Giuffre (or anyone else) is a limited purpose public figure requires proof of a set of facts from which Ms. Giuffre believes Defendant has not shown in satisfaction of the four-part test.

Significantly –this Court should pause here to note that the details of Jane Doe 3's sexual exploitation and abuse, as anonymously set forth in her CVRA joinder motion, ***caused the Defendant to identify, with certainty, Jane Doe 3 as Ms. Giuffre***. Yet, at her deposition, Defendant claimed to "barely remember her at all."⁴⁷ Defendant's ability to immediately and positively identify the anonymous individual making claims of sexual abuse, if anything, shows that Defendant was intimately aware of Ms. Giuffre's sexual exploitation.

And, to be sure, Ms. Giuffre never asked to be sexually abused or trafficked by Defendant or convicted pedophile Jeffrey Epstein when she was a child – legally, she did not even have the capacity to consent. Defendant cannot recruit a minor child for sexual exploitation and then, afterwards, argue that her victim injected herself into the public controversy when coming forward about the abuse she suffered.

Moreover, Defendant has not made a sufficient showing that Ms. Giuffre has "regular" and "continuing" access to the news media. The policy rationale behind this prong is that public figures generally enjoy significant access to the media. One reporter wrote some articles on Ms. Giuffre in 2011. Thereafter, it was not until 2015, that Ms. Giuffre spoke to someone in the news media about these issues, and that interview was granted ***after*** Defendant's defamatory remarks. Such limited contacts precludes a finding that Ms. Giuffre is a limited public figure. *See*

⁴⁷ *See* McCawley Dec. at Exhibit 11, Maxwell Dep. Tr. at 44:23-45:4 (July 22, 2016) ("Q. You do remember Virginia, about that time back in the 2000s, giving Mr. Epstein massages? A. I barely remember her at all.").

Hutchinson v. Proxmire, 443 U.S. 111, 99 S. Ct. 2675, 61 L.Ed.2d 411 (1979) (finding plaintiff maintained no regular and continuing access to the media and thus was not a public figure).

It is also unclear how Defendant plans to show that Ms. Giuffre “successfully invited public attention to her views.” To be sure, Ms. Giuffre decided to start “Victims Refuse Silence,” a not-for-profit organization whose mission is “to change the landscape of the war on sexual abuse and human trafficking. Our goal is to undertake an instrumental role in helping survivors break the silence associated with sexual abuse. To fulfill this mission, we aim to enhance the lives of women who have been victimized.”⁴⁸ The website lists the National Trafficking Hotline, and provides a state-by-state resources for local organizations where victims can seek help. Unsurprisingly, Defendant cites no cases that hold that maintaining a website makes one a public figure. *See Mitre Sports Int’l Ltd. v. Home Box Office, Inc.*, 22 F. Supp. 3d 240, 252 (S.D.N.Y. 2014) (finding plaintiff was not a limited public figure and denying defendant’s motion for summary judgment) (“corporate policy denouncing child labor on its website ... do[es] not show that Mitre ... aimed to influence the public’s views on the controversy”). More important, Defendant does not explain how Ms. Giuffre was using the website to influence public views on whether she had been abused by Defendant – the subject at issue in this lawsuit.

Interestingly, Defendant has spent \$ 17,875⁴⁹ on an expert witness to tell the Court and the jury that hardly anyone searches on the internet using search terms such as “victims refuse silence sex slave.” One of Defendant’s six briefs raising *Daubert* issues specifically argues that Dr. Anderson’s estimates on the cost of remediating Ms. Giuffre’s online reputation are improper because Dr. Anderson included nearly unused search phrases when evaluating internet content. Kent’s rebuttal report states: “. . . there seems no reason to believe that such a person would use

⁴⁸<http://www.victimsrefusesilence.org/our-mission>.

⁴⁹ *See* McCawley Dec. at Exhibit 9, Kent Dep. Tr. at 25:16-26:6.

this term . . . Indeed, these are terms unlikely to be used by anyone unfamiliar with this litigation. . . . Why, for instance, would it be necessary to push down offending Web pages in the results that the search engines provide for the term victim’s refuse silence sex slave, when this term is likely never used . . .” *See* McCawley Dec. at Exhibit 25, Kent Report at 10, 33.

Defendant cannot argue to the Court that Ms. Giuffre has “successfully” invited public attention to her views through her VRS website while simultaneously filing a *Daubert* motion that argues that search terms such as “victims refuse silence sex slave” are “likely never used,” thus making the website unsuccessful in inviting public attention. In any event, Defendant has failed to set forth with precision the allegedly undisputed fact – and supporting evidence – she uses to support her argument.

Moreover, “[i]t is preferable to reduce the public figure question to a more meaningful context by looking to the nature and extent of *an individual’s participation in the particular controversy giving rise to the defamation.*” *Greenberg v. CBS Inc.*, 69 A.D.2d 693, 704, 419 N.Y.S.2d 988, 995 (1979) (emphasis added), citing *Gertz v. Robert Welch, Inc.*, 418 U.S. 323, 345, 352, 94 S. Ct. 2997, 41 L.Ed.2d 789. The context here is highly significant. Ms. Giuffre never chose to participate in Defendant and Epstein’s underage sex ring, a “controversy” that gave rise to Defendant’s defamation. In arguing that Ms. Giuffre thrust herself into the public spotlight, Defendant conveniently leaves out the fact that it is by her doing that Ms. Giuffre is in this controversy in the first place. No minor child willingly becomes a participant in sexual abuse, and it is perverse for the abuser to argue that her victim deliberately became a subject of public attention when speaking out about that abuse for the purpose of advancing justice and helping other victims.

For all these reasons, the Court should simply decline to decide the public figure issue at this juncture. But if it chooses to reach the issue, it should reject Defendant's unsupported argument.

VIII. THE JANUARY 2015 STATEMENT WAS NOT "SUBSTANTIALLY TRUE," AND MS. GIUFFRE HAS PRODUCED CLEAR AND CONVINCING EVIDENCE OF ITS FALSITY

As a final argument, Defendant argues that her January 2015 statement was "substantially true." Given that the statement argues that Ms. Giuffre lied when she said she was sexually trafficked by Defendant, the reader of Defendant's motion might reasonably expect to see some evidence presented showing that Defendant was not a sex trafficker. Instead, the reader is treated to technical quibbles. For example, the lead argument to show the "substantial" truth of Defendant's statement is the argument that Ms. Giuffre was not fifteen years old, but all of sixteen or seventeen years old when she was trafficked. As the Court knows (and can take judicial notice of), Florida law makes age eighteen the age of consent. Accordingly, it is no moment that Ms. Giuffre may have been mistaken about the exact year the sex trafficking started. Call this the "yes-I'm-a-sex-trafficker-but-only-of-sixteen-year-old-girls" defense. To even describe the defense is to show how meritless it is.

More broadly, at issue are the statements Ms. Giuffre made regarding Defendant's involvement in, and knowledge of, the sexual abuse and sex trafficking of Ms. Giuffre (and other minor girls) through a recruitment scheme executed by Defendant and Jeffrey Epstein. In response to those various statements, Defendant publicly claimed that, "the allegations made by (Ms. Giuffre) *against* Ghislaine Maxwell are untrue." Defendant continued that Ms. Giuffre's "claims are obvious lies and should be treated as such...." Defendant, through her statement

intended to convey that Ms. Giuffre was lying about everything she had said against Defendant – “the allegations.”

In sum and essence, those statements made by Ms. Giuffre about which Defendant released a public statement to exclaim were “untrue” and “obvious lies” were:

- (1) That Defendant approached Ms. Giuffre while Ms. Giuffre was an underage minor working at the Mar-a-Lago Country Club, and recruited the then-minor Ms. Giuffre to go to the house of Jeffrey Epstein under the pretense of providing a massage to Jeffrey Epstein for money;
- (2) That Ms. Giuffre followed Defendant’s instructions, and was driven to Jeffrey Epstein’s house, where she was greeted by Defendant and later introduced to Jeffrey Epstein;
- (3) That Ms. Giuffre was lead upstairs to be introduced to Jeffrey Epstein in his bedroom, and that while there Defendant demonstrated how Ms. Giuffre should provide a massage to Jeffrey Epstein;
- (4) That Defendant and Epstein converted the massage into a sexual experience, requesting that Ms. Giuffre remove her clothing, after which time a sexual encounter was had;
- (5) That Defendant and Epstein expressed approval for Ms. Giuffre, and offered her money in exchange for this erotic massage turned full sexual encounter;
- (6) That Defendant and Epstein offered Ms. Giuffre the promise of money and a better life in exchange for Ms. Giuffre acting sexually compliant and subservient to their demands;
- (7) That Ms. Giuffre, after that first encounter, was repeatedly requested to service Epstein and/or Defendant sexually and/or others;
- (8) That Ms. Giuffre was taken on Epstein’s private planes on numerous occasions and trafficked nationally and internationally for the purpose of servicing Epstein and others, including Defendant, sexually;
- (9) That Defendant was Epstein’s primary manager of the recruitment and training of females who Epstein paid for sexual purposes;
- (10) That Defendant participated in sexual encounters with females, including Ms. Giuffre; and
- (11) That Ms. Giuffre and other recruited females were encouraged by Defendant and Epstein to bring other young females to Epstein for the purpose of servicing him sexually.

Defendant, by way of her January 2015 statement, declared that Ms. Giuffre lied about each and every one of these allegations regarding Defendant. In fact, Defendant clarified further this position in her deposition when she said repeatedly that everything Ms. Giuffre said about Defendant was totally false.⁵⁰ The clarification in her deposition is identical in intention to the reasonable interpretation of her statement that Defendant made publicly, which has formed the basis of this defamation action—that Ms. Giuffre was lying about everything she said about Defendant, and that Defendant was not at all involved in the activity she was accused of engaging in.

While her public statement could not have been more clear, as her deposition testimony further underscored, Defendant intended the world to believe that nothing Ms. Giuffre said about Defendant was true, and that Defendant was not at all involved with any of the things she was accused of, Defendant has decided in this motion to minutely dissect the nuance of Ms. Giuffre's various statements to cause the Court to reach a far-fetched conclusion that Defendant's insidiously false statement was somehow "substantially true." Ironically, this repositioning amounts to nothing more than an admission by Defendant of the defamatory nature of her statement.

A. When Ms. Giuffre Initially Described Her Encounters With Defendant and Epstein, She Mistakenly Believed the First Encounter Occurred During the Year 1999.

Discovery has resulted in the production of records, including Ms. Giuffre's employment records from Mar-a-Lago, which she did not possess at the time she was recounting her interactions with Defendant. Those records establish that the initial encounter wherein Defendant recruited Ms. Giuffre occurred during the year 2000 and not during 1999. Ms. Giuffre was

⁵⁰ See McCawley Dec. at Exhibit 11, Maxwell 4-22-2016 Dep. Tr. at 135:3-4; 178:15-178:24; 179:20-180:7; 228:7-229:10.

sixteen years old before August 9, 2000, and turned seventeen on that date. It is unclear from the limited records available whether Defendant approached and recruited Ms. Giuffre before or just after Ms. Giuffre's 17th birthday. However, what has now been established through numerous witnesses is that Defendant approached and recruited a minor child for the purposes of enticing that minor over to the house of Jeffrey Epstein, a currently-registered sex offender.⁵¹ The exact lure of Ms. Giuffre by Defendant - enticement of being paid money to give a billionaire a massage at his mansion - was used by Epstein and his many associates and employees to recruit dozens and dozens of other underage girls. There is no doubt that the crux of Ms. Giuffre's statement on this point is that Defendant recruited her when she was only a minor child unable to consent to sex, not precisely how far under the age of consent she was. Defendant's public claim that Ms. Giuffre's account of this approach, and recruiting element, was "untrue" and "obvious lies" is not "substantially true," but is itself an obvious lie – as Ms. Giuffre will prove to the jury at trial.

B. Defendant's January 2015 Statement Claiming as "Untrue" and an "Obvious Lie" the Allegation That She Regularly Participated in Epstein's Sexual Exploitation of Minors and That the Government Knows Such Fact is Not Substantially True But Instead Completely False.

Defendant next argues that she "accurately denied that [she] 'regularly participate[d] in Epstein's sexual exploitation on minors' and that 'the Government knows such fact.'" MSJ at 58. It is not clear whether Defendant is nitpicking this statement by contesting whether she "regularly" participated in Epstein's sexual exploitation or whether she did participate, but the Government was unaware of the extent of her involvement. Call this the "yes-I'm-a-sex-trafficker-but-only-on-Tuesdays-and-Thursdays" defense – here again, to simply recount the claim is to see its absurdity.

⁵¹ See McCawley Dec. at Exhibit 1, 5, Alessi Dep. Tr. at 94:24-95:2; Giuffre Dep. Tr. at 111:12-111:21; 116:19-117:12.

Contrary to Defendant's misleading, cherry-picked fragments of information she has chosen to use to support her point, there is an abundance of evidence clearly linking Defendant to Epstein's sexual exploitation of minors. As the Court is aware, numerous message pads were recovered from Epstein's home indicating Defendant's involvement in and knowledge of Epstein's illegal exploitation.⁵² Additionally, numerous employees and others have testified about Defendant's high-ranking position in the hierarchal structure of the sexual exploitation scheme.⁵³ In fact, multiple individuals, in addition to the Ms. Giuffre, have testified about Maxwell's involvement in the exploitation of minors, including Ms. Giuffre.⁵⁴

Defendant also argues that one government investigator, Palm Beach, Florida, Detective Recarey, may not have been aware of her involvement in the sex trafficking. Defendant fails to cite another passage in Detective Recarey's deposition, where he noted that he was aware of Defendant's involvement with Epstein and the sexual exploitation of children.⁵⁵ But even assuming Recarey was unaware (which Ms. Giuffre strongly disputes), Defendant would have, at most, a "yes-I'm-a-sex-trafficker-but-I-successfully-hid-it-from-one-of-the-cops" defense – again, not a likely claim.

More broadly, Ms. Giuffre's statement about what the "Government" knew about sex trafficking was made in pleadings filed in a *federal* Court case attacking the decision of the U.S. Attorney's Office for the Southern District of Florida to offer Jeffrey Epstein immunity from prosecution for *federal* sex trafficking crimes. Accordingly, to present an even arguable claim for summary judgment, Defendant would have to show that the U.S. Attorney's Office (and its

⁵² See, e.g., McCawley Dec at Exhibit 28 (message pad excerpts), GIUFFRE 001412, 001418, 001435, 001446, 001449, 001453, 001454.

⁵³ See McCawley Dec. at Exhibit 21, 1, Rodriguez Dep. Tr. at 169:1-169:4; Alessi Dep. Tr. at 23:11-23:20; 34:19-35:3; 98:5-98:12; 104:15-104:23.

⁵⁴ See McCawley Dec. at Exhibit 16, 4, Sjoberg Dep. Tr. at 13; Figueroa Dep. Tr. at 96-97; 103; 200:6-18; 228:23-229:21.

⁵⁵ See McCawley Dec. at Exhibit 13, Recarey Dep. Tr. at 29:16-29:20; 45:13-25; 83:3-83:15.

investigators from the FBI) did not know about Defendant's sex trafficking. This proof would need to include, for example, evidence that the FBI did not learn about Defendant's sex trafficking when (among other things) Ms. Giuffre told FBI agents about it when she met with them in Australia in 2011. Here again, Defendant has no evidence to even begin making such a showing.

C. Defendant's January 2015 Statement Claiming as "Untrue" or an "Obvious Lie" That Maxwell and Epstein Converted Ms. Giuffre Into a Sexual Slave is Not Substantially True.

Defendant next argues that she accurately disputed Ms. Giuffre's statement that Defendant held her as a "sex slave." Relying on dictionary definitions of "slave" that define the term to refer to a "confined" person who is the "legal property" of another (MSJ at 59, citing *Merriam-Webster*, etc.), Defendant claims Ms. Giuffre was not confined or the property of Defendant. Call this the "yes-I'm-a-sex-trafficker-but-I-didn't-use-chains" defense. And, once again, to even describe the defense is to refute it.

Defendant does not explain why the jury would be required to use the held-in-chains definition of "slave" in evaluating her statement. *Merriam-Webster* (11th ed. 2006) also defines "slave" as "one that is completely subservient to a dominating influence" – a definition that fits Ms. Giuffre's circumstances to a tee. As Ms. Giuffre has explained in detail, she was recruited as a minor child by Defendant, who then dominated her and used for sexual purposes. That testimony alone creates a genuine issue of fact on this point.

From the context of all of Ms. Giuffre's statements about Defendant, Ms. Giuffre has never said or implied that she was physically placed in a cage. Instead, she has described the vast disparity of power and the influence of Defendant and Epstein, the fear of disobedience, the typical locations of the abuse being in a private plane, in huge mansion manned with Epstein employed servants, a private island, or some inescapable place abroad in the presence of

Defendant, in addition to the continued – and fraudulent – promise of a better future, as those things that kept her retained in a situation of sexual servitude. While not physical chained, Ms. Giuffre was groomed as minor and trained, and these factors became her invisible chains.

Indeed, as Ms. Giuffre’s expert on sex trafficking, Professor Coonan, has explained:

Popular understandings of the term “sex slave” might still connote images of violent pimps, white slavery, or of victims chained to a bed in a brothel in the minds of some people. To call Ms. Giuffre a victim of sex trafficking would however very accurately convey the reality that she along with a great many other victims of contemporary forms of slavery are often exploited by the “invisible chains” of fraud and psychological coercion.

See McCawley Dec. at Exhibit 23, Coonan Expert Report at 20.

If the Court takes as true, which it must for the purpose of this motion, that Ms. Giuffre was trafficked and used exclusively for sexual purposes by Defendant and Epstein, then the Court must also reach the conclusion at this stage that Maxwell’s assertion – that Ms. Giuffre’s description of being a sex slave is “untrue” or “obvious lies” – is not substantially true. There undoubtedly remains a genuine issue of material fact on this point, and in fact, Defendant’s position taken in this motion is tantamount to an admission of the truth of Plaintiff’s statement about Defendant on this point.

D. Any Statement of Misdirection Regarding Professor Alan Dershowitz is Nothing More Than an Irrelevant Distraction to The Facts of This Case and Matters Not on the Defense of Whether Defendant’s Statement Was Substantially True.

Defendant next contends that she accurately recounted that Alan Dershowitz had denied having sex with Ms. Giuffre. MSJ at 60. Call this the “yes-I’m-a-sex-trafficker-but-she-was-not-trafficked-to-the-professor” defense. While it is accurate that Ms. Giuffre made allegations against Professor Dershowitz, those allegations are not at issue in this case. Defendant, in her defamatory statement, claimed that “the allegations made by [Ms. Giuffre] against Ghislaine Maxwell are untrue.” *See* McCawley Dec. at Exhibit 26, GM_00068. In her deposition,

Defendant maintained the position that she “cannot speculate on what anybody else did or didn’t do.” *See* McCawley Dec. at Exhibit 11, Maxwell 4-22-2016 Dep. Tr. at 180:3-180:4. In fact, regarding Ms. Giuffre’s claims about others, Defendant unequivocally stated, “I can only testify to what she said about me, which was 1000 percent false.” *See* McCawley Dec. at Exhibit 11, Maxwell 4-22-2016 Dep. Tr. at 228:10-228:12.

Defendant Maxwell makes additional misstatements about Dershowitz’s production in a defamation action filed against him in her desperate attempt to have Dershowitz to jump aboard and help bail out her sinking canoe. While Ms. Giuffre can – and, if necessary, will – refute Dershowitz’s claim he was not a beneficiary of Epstein and Defendant’s sex trafficking, that is not relevant at this stage. Whatever may or may not have happened with Dershowitz (and Ms. Giuffre’s sworn statements that he sexually abused her is alone enough to create disputed facts on the issue of whether Defendant’s statements about him were “substantially true”) has no bearing whatsoever on the truth or falsity of the statements Ms. Giuffre made about Defendant.

This case is not about whether Ms. Giuffre has ever made untruthful allegations against anyone, which she contends she has not, but about whether her allegations about Defendant were true, or whether those specific allegations were “untrue,” “obvious lies” as Defendant publicly proclaimed. These issues are disputed and must go to the jury.

E. Contrary to Defendant’s Position, There is a Genuine Issue of Material Fact as to Whether She Created or Distributed Child Pornography, or Whether the Government Was Aware of Same.

Defendant next argues that she did not create child pornography and that the Government knew this. Call this the “until-you-find-the-photos-I’m-innocent” defense. Of course, as noted earlier, Defendant’s claim requires that she show that “the Government” – in context, the FBI and the U.S. Attorney’s Office for the Southern District of Florida – “knew” that she had no

child pornography. Yet Defendant has offered no such evidence – much less evidence so powerful as to warrant summary judgment on this point.

This point is disputed from the simple fact that Ms. Giuffre herself testified that Defendant took many photograph of her naked. *See* McCawley Dec. at Exhibit 5, Giuffre Dep. Tr. at 232:3-9; 233:7-9. This is consistent with the Palm Beach butler’s, Alfredo Rodriguez’s, testimony that he personally saw photos of naked children on Defendant’s computer. *See* McCawley Dec. at Exhibit 21, Rodriguez Dep. Tr. at 150:10-17; 306:1-306:24. Another housekeeper, Juan Alessi also saw photos of young nude females on Defendant’s computer, although he wasn’t sure whether to consider it pornography. *See* McCawley Dec. at Exhibit 1, Alessi Dep. Tr. at 175:5-175:24. Finally, Detective Recarey found a collage of nude photos of young females in Epstein’s closet, and turned the photos over to the FBI and U.S. Attorney’s office.⁵⁶ While the U.S. Attorney’s office will not share the photos obtained from Recarey’s investigation, it is thus undisputed that the government possesses photos of nude, young females confiscated from Epstein’s Palm Beach mansion. Indeed, the police video disclosed through a FOIA request shows naked images of women throughout the house, including a full nude of the Defendant.⁵⁷ At a minimum, there is a clear genuine issue of material fact in this regard.

F. Defendant Did Act as a “Madame” For Epstein to Traffic Ms. Giuffre to The Rich and Famous.

Defendant next argues that she did not act as a “Madame” for Epstein. MSJ at 63. The gist of the argument seems to be that Defendant believes trafficking one girl to Epstein does not a Madame make. Call this the “yes-I-was-Virginia’s-Madame-but-no-one-else’s” defense. This argument fails linguistically on the very dictionary definitions that Defendant cites elsewhere –

⁵⁶ *See* McCawley Dec. at Exhibit 13, Recarey Dep. Tr. at 73:19-73:24; 74:2-74:7.

⁵⁷ *See* McCawley Dec. at Exhibit 44, FOIA CD GIUFFRE 007584.

but not here. *See Merriam-Webster* (11th ed. 2006) (defining “madam” as “the female head of a house of prostitution”).

Once again, Defendant conceals the relevant facts on this issue. First, multiple witnesses have testified to Defendant’s recruiting, maintaining, harboring, and trafficking girls for Epstein.⁵⁸ In fact, Defendant herself was unable to deny procuring Ms. Giuffre for Epstein.⁵⁹ While Defendant has attempted to fumble her way through explaining some plausible reason for bringing a sixteen or seventeen year old to Epstein, her explanations are, to put it blandly, unpersuasive. As with other issues, the jury will have to decide who to believe.

One of the individuals Ms. Giuffre was trafficked to was Prince Andrew – trafficking that took place in Defendant’s own townhouse in London. There exist flight logs evidencing Ms. Giuffre flying to London alongside Defendant and Epstein on Epstein’s private plane, and a photo of Ms. Giuffre, Defendant, and the Prince, without Defendant ever offering a legal reasonable explanation for that photo being taken, or for traveling with a year old girl overseas.

Defendant begins to meander somewhat aimlessly on this point, shifting Plaintiff’s burden to substantiate Plaintiff’s claim that Defendant was Epstein’s Madame, which is a point at issue, into whether or not Plaintiff has conclusively proven the identities and accurate job titles of the other men to whom Plaintiff was lent for sex by Epstein. No matter how hard Defendant tries to reframe this case, drag other people in, or split hairs, she is unable to contest the facts – facts showing she was more than a Madame but a full-fledged sex trafficker. Ms. Giuffre told the truth when she said that Defendant recruited her as a minor, under the pretense of giving a

⁵⁸ *See* McCawley Dec. at Exhibit 16, 1, 18, 2, Sjoberg Dep. Tr. at 13; Alessi Dep. Tr. at 34; GIUFFRE000105 at 57-58; GIUFFRE000241-242 at p. 212-213; Austrich Dep. Tr. at 34-35, 100-101, 127-128; Alessi Dep. Tr. at 34:19-35:3; 98:5-98:12; 104:15-104:23.

⁵⁹ *See* McCawley Dec. at Exhibit 11, Maxwell Dep. Tr. at 214:14-215:3.

massage, and converted her into a traveling sex slave, consistent with Defendant and Epstein's pattern and practice.

As the Court astutely acknowledged early on, "at the center of this case is the veracity of a contextual world of facts more broad than the allegedly defamatory statements . . . either transgression occurred or it did not. Either Maxwell was involved or she was not." If Defendant was involved, then her January 2015 statement was defamatory. Ms. Giuffre will prove to the jury, through overwhelming evidence, her prior allegations about Defendant's involvement. The Court should give Ms. Giuffre that opportunity, and deny Defendant's motion for summary judgment.

IX. CONCLUSION

For the foregoing reasons, this Court should deny Defendant's motion for summary judgment in all respects.

Dated: January 31, 2017

Respectfully Submitted,

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CERTIFICATE OF SERVICE

I **HEREBY CERTIFY** that on January 31, 2017, I electronically filed the foregoing document with the Clerk of Court by using the CM/ECF system. I also certify that the foregoing document is being served this day on the individuals identified below via transmission of Notices of Electronic Filing generated by CM/ECF.

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⁶⁰ This daytime business address is provided for identification and correspondence purposes only and is not intended to imply institutional endorsement by the University of Utah for this private representation.

Selected docket entries for case 18–2868

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Filed	Document Description	Page	Docket Text
08/09/2019	<u>271</u> Petition Order FILED	2	ORDER, petition for panel rehearing, or, in the alternative, for rehearing en banc denied, FILED.[2628203] [18–2868]
08/09/2019	<u>272</u> Order FILED	3	ORDER, dated 08/09/2019, directing the Clerk to issue the mandate forthwith, by JAC, RSP, CFD, FILED.[2628208] [18–2868]
08/09/2019	<u>273</u>		JUDGMENT MANDATE, ISSUED.[2628218] [18–2868]
	<u>273</u> Judgment Mandate ISSUED	5	
	<u>273</u> Supporting Document	6	
	<u>273</u> Supporting Document	31	
08/09/2019			NOTICE, unsealed Summary Judgment Record, appendices 1 –13, docketed pursuant to the Court's decision dated July 3, 2019, see case number 18–2868, SENT.[2628222] [18–2868]
08/09/2019	<u>275</u> UNSEALED SUMMARY JUDGMENT RECORD, DOCKETED	32	UNSEALED SUMMARY JUDGMENT RECORD, appendix 1 of 13 , pursuant to the Court's decision dated July 3, 2019, DOCKETED. [2628223] [18–2868]
08/09/2019	<u>276</u> UNSEALED SUMMARY JUDGMENT RECORD, DOCKETED	50	UNSEALED SUMMARY JUDGMENT RECORD, appendix 2 of 13 , pursuant to the Court's decision dated July 3, 2019, DOCKETED. [2628224] [18–2868]
08/09/2019	<u>277</u> UNSEALED SUMMARY JUDGMENT RECORD, DOCKETED	127	UNSEALED SUMMARY JUDGMENT RECORD, appendix 3 of 13 , pursuant to the Court's decision dated July 3, 2019, DOCKETED. [2628225] [18–2868]

**UNITED STATES COURT OF APPEALS
FOR THE
SECOND CIRCUIT**

At a stated term of the United States Court of Appeals for the Second Circuit, held at the Thurgood Marshall United States Courthouse, 40 Foley Square, in the City of New York, on the 9th day of August, two thousand nineteen.

Julie Brown, Miami Herald Media Company,

Intervenors - Appellants.

v.

Ghislaine Maxwell,

Defendant - Appellee,

v.

Virginia L. Giuffre,

Plaintiff - Appellee.

ORDER

Docket No: 18-2868

Appellee, Ghislaine Maxwell, filed a petition for panel rehearing, or, in the alternative, for rehearing *en banc*. The panel that determined the appeal has considered the request for panel rehearing, and the active members of the Court have considered the request for rehearing *en banc*.

IT IS HEREBY ORDERED that the petition is denied.

FOR THE COURT:

Catherine O'Hagan Wolfe, Clerk

A circular seal of the United States Court of Appeals for the Second Circuit is positioned over the signature. The seal contains the text "UNITED STATES", "SECOND CIRCUIT", and "COURT OF APPEALS" around its perimeter.

**UNITED STATES COURT OF APPEALS
FOR THE
SECOND CIRCUIT**

At a Stated Term of the United States Court of Appeals for the Second Circuit, held at the Thurgood Marshall United States Courthouse, 40 Foley Square, in the City of New York, on the 9th day of August, two thousand nineteen.

Before: José A. Cabranes,
Rosemary S. Pooler,
Christopher F. Droney,
Circuit Judges.

Julie Brown, Miami Herald Media Company,

Intervenors - Appellants,

v.

Ghislaine Maxwell,

Defendant - Appellee,

v.

Virginia L. Giuffre,

Plaintiff - Appellee.

Alan M. Dershowitz, Michael Cernovich,
DBA Cernovich Media,

Intervenors - Appellants,

v.

Virginia L. Giuffre,

Plaintiff - Appellee,

v.

Ghislaine Maxwell,

Defendant-Appellee.

ORDER

18-2868

16-3945(L)
17-1625(Con)
17-1722(Con)

IT IS HEREBY ORDERED that the Clerk is directed to issue the mandate forthwith.

For the Court:

Catherine O'Hagan Wolfe,
Clerk of Court


Catherine O'Hagan Wolfe

The seal of the United States Court of Appeals for the Second Circuit is circular. It features a blue outer ring with the text "UNITED STATES" at the top and "COURT OF APPEALS" at the bottom. The center of the seal is white with the words "SECOND CIRCUIT" in blue, flanked by two small blue stars.

UNITED STATES COURT OF APPEALS
FOR THE
SECOND CIRCUIT

MANDATE

At a Stated Term of the United States Court of Appeals for the Second Circuit, held at the Thurgood Marshall United States Courthouse, 40 Foley Square, in the City of New York, on the 3rd day of July, two thousand and nineteen.

Before: José A. Cabranes,
Rosemary S. Pooler,
Christopher F. Droney,
Circuit Judges.

Julie Brown, Miami Herald Media Company,

Intervenors - Appellants.

v.

Ghislaine Maxwell,

Defendant - Appellee,

v.

Virginia L. Giuffre,

Plaintiff - Appellee.

JUDGMENT

Docket Nos. 18-2868

The appeal in the above captioned case from a judgment of the United States District Court for the Southern District of New York was argued on the district court's record and the parties' briefs. Upon consideration thereof,

IT IS HEREBY ORDERED, ADJUDGED and DECREED that the orders of the District Court entered on November 2, 2016, May 3, 2017, and August 27, 2018 are VACATED. The Court further ORDERS the unsealing of the summary judgment record as described in its opinion. The case is REMANDED to the District Court for a particularized review of the remaining materials.

For the Court:

Catherine O'Hagan Wolfe,
Clerk of Court

A True Copy

Catherine O'Hagan Wolfe, Clerk

United States Court of Appeals, Second Circuit

Catherine O'Hagan Wolfe



Catherine O'Hagan Wolfe



MANDATE ISSUED ON 08/09/2019

18-2868; 16-3945-cv(L)

Brown v. Maxwell; Dershowitz v. Giuffre

In the
United States Court of Appeals
for the Second Circuit

AUGUST TERM 2018

No. 18-2868-cv

JULIE BROWN, MIAMI HERALD COMPANY,
Intervenors-Appellants,

v.

GHISLAINE MAXWELL,
Defendant-Appellee,

v.

VIRGINIA L. GIUFFRE,
Plaintiff-Appellee.

No. 16-3945-cv(L)

No. 17-1625 (CON)

No. 17-1722(CON)

ALAN M. DERSHOWITZ, MICHAEL CERNOVICH, DBA CERNOVICH
MEDIA,
Intervenors-Appellants,

v.

VIRGINIA L. GIUFFRE,
Plaintiff-Appellee,

v.

GHISLAINE MAXWELL,
*Defendant-Appellee.**

On Appeal from the United States District Court
for the Southern District of New York

ARGUED: MARCH 6, 2019
DECIDED: JULY 3, 2019

Before: CABRANES, POOLER, and DRONEY, *Circuit Judges.*

Intervenors-Appellants Alan Dershowitz, Michael Cernovich, and the Miami Herald Company (with reporter Julie Brown) appeal from certain orders of the United States District Court for the Southern District of New York (Robert W. Sweet, *Judge*) denying their respective motions to unseal filings in a defamation suit. We conclude that the

* The Clerk of Court is directed to amend the captions as set out above.

District Court failed to conduct the requisite particularized review when ordering the sealing of the materials at issue. At the same time, we recognize the potential damage to privacy and reputation that may accompany public disclosure of hard-fought, sensitive litigation. We therefore clarify the legal tools that district courts should use in safeguarding the integrity of their dockets. Accordingly, we **VACATE** the District Court's orders entered on November 2, 2016, May 3, 2017, and August 27, 2018, **ORDER** the unsealing of the summary judgment record as described further herein, and **REMAND** the cause to the District Court for particularized review of the remaining sealed materials.

Judge Pooler concurs in this opinion except insofar as it orders the immediate unsealing of the summary judgment record without a remand.

SANFORD L. BOHRER (Christine N. Walz,
Madelaine J. Harrington, New York, NY, *on
the brief*), Holland & Knight LLP, Miami, FL,
*for Intervenors-Appellants Julie Brown and
Miami Herald.*

TY GEE (Adam Mueller, *on the brief*),
Haddon, Morgan and Foreman, P.C.,
Denver, CO, *for Defendant-Appellee Ghislaine
Maxwell.*

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JOSÉ A. CABRANES, *Circuit Judge:*

Intervenors-Appellants Alan M. Dershowitz (“Dershowitz”), Michael Cernovich (“Cernovich”), and the Miami Herald Company (with reporter Julie Brown, jointly the “*Herald*”) appeal from certain orders of the United States District Court for the Southern District of New York (Robert W. Sweet, *Judge*) denying their respective motions to unseal filings in a defamation suit. We conclude that the District Court failed to conduct the requisite particularized review when ordering the sealing of the materials at issue. At the same time, we

recognize the potential damage to privacy and reputation that may accompany public disclosure of hard-fought, sensitive litigation. We therefore clarify the legal tools that district courts should use in safeguarding the integrity of their dockets. Accordingly, we **VACATE** the District Court's orders entered on November 2, 2016, May 3, 2017, and August 27, 2018, **ORDER** the unsealing of the summary judgment record as described further herein, and **REMAND** the cause to the District Court for particularized review of the remaining sealed materials.

I. BACKGROUND

A. Jeffrey Epstein's Conviction and the CVRA Suit

The origins of this case lie in a decade-old criminal proceeding against financier Jeffrey Epstein ("Epstein"). On June 30, 2008, Epstein pleaded guilty to Florida state charges of soliciting, and procuring a person under the age of eighteen for, prostitution. The charges stemmed from sexual activity with privately hired "masseuses," some of whom were under eighteen, Florida's age of consent. Pursuant to an agreement with state and federal prosecutors, Epstein pleaded to the state charges. He received limited jail-time, registered as a sex offender, and agreed to pay compensation to his victims. In return, prosecutors declined to bring federal charges.

Shortly after Epstein entered his plea, two of his victims, proceeding as "Jane Doe 1" and "Jane Doe 2," filed suit against the Government in the Southern District of Florida under the Crime Victims' Rights Act ("CVRA"). The victims sought to nullify the plea

agreement, alleging that the Government failed to fulfill its legal obligations to inform and consult with them in the process leading up to Epstein's plea deal.¹

On December 30, 2014, two additional unnamed victims—one of whom has now self-identified as Plaintiff-Appellee Virginia Giuffre ("Giuffre")—petitioned to join in the CVRA case. These petitioners included in their filings not only descriptions of sexual abuse by Epstein, but also new allegations of sexual abuse by several other prominent individuals, "including numerous prominent American politicians, powerful business executives, foreign presidents, a well-known Prime Minister, and other world leaders," as well as Dershowitz (a long-time member of the Harvard Law School faculty who had worked on Epstein's legal defense) and Defendant-Appellee Ghislaine Maxwell ("Maxwell").²

Dershowitz moved to intervene, seeking to "strike the outrageous and impertinent allegations made against him and to request a show cause order to the attorneys that have made them."³ Exercising its authority to "strike from a pleading an insufficient

¹ On February 21, 2019, the Florida District Court ruled that federal prosecutors had violated the CVRA by failing to adequately notify the two victims-plaintiffs of the plea deal. The District Court has not yet determined the appropriate remedy. *See Doe 1 v. United States*, 359 F. Supp. 3d 1201, 1204–17 (S.D. Fla. 2019).

² *Doe 1 v. United States*, No. 08-CV-80736-KAM, 2015 WL 11254692, at *2 (S.D. Fla. Apr. 7, 2015) (internal quotation marks omitted).

³ *Id.* (internal quotation marks and brackets omitted).

defense or any redundant, immaterial, impertinent, or scandalous matter . . . on its own,”⁴ the Florida District Court (Kenneth A. Marra, *Judge*) *sua sponte* struck all allegations against additional parties from the pleadings, including those against Dershowitz, and therefore denied Dershowitz’s motion as moot.⁵

The stricken allegations, however, quickly found their way into the press, and several media outlets published articles repeating Giuffre’s accusations. In response to the allegations, on January 3, 2015, Maxwell’s publicist issued a press statement declaring that Giuffre’s allegations “against Ghislaine Maxwell are untrue” and that her “claims are obvious lies.”⁶

B. Giuffre Sues Maxwell

On September 21, 2015, Giuffre filed the underlying action against Maxwell in the Southern District of New York. Giuffre alleged that Maxwell had defamed her through this and other public statements. Extensive and hard-fought discovery followed. Due to the volume of sealing requests filed during discovery, on August 9, 2016, the District Court entered a Sealing Order that effectively ceded control of the sealing process to the parties themselves. The Sealing Order disposed of the requirement that the parties file individual letter briefs to request sealing and prospectively granted all of the parties’

⁴ Fed. R. Civ. P. 12(f).

⁵ *Doe 1*, 2015 WL 11254692, at *2–3.

⁶ See *Giuffre v. Maxwell*, 325 F. Supp. 3d 428, 434 (S.D.N.Y. 2018).

future sealing requests. In total, 167 documents—nearly one-fifth of the docket—were filed under seal. These sealed documents include, *inter alia*, motions to compel discovery, motions for sanctions and adverse inferences, motions *in limine*, and similar material.

On January 6, 2017, Maxwell filed a motion for summary judgment. The parties submitted their memoranda of law and supporting exhibits contesting this motion under seal. On March 22, 2017, the District Court denied the motion in a heavily redacted 76-page opinion. Once again, the entire summary judgment record, including the unredacted version of the District Court opinion denying summary judgment, remained under seal. On May 24, 2017, Maxwell and Giuffre executed a settlement agreement, and the case was closed the next day.

C. Motions to Intervene and Unseal

Over the course of the litigation before Judge Sweet, three outside parties attempted to unseal some or all of the sealed material. On August 11, 2016, Dershowitz moved to intervene, seeking to unseal three documents that, he argues, demonstrate that Giuffre invented the accusations against him. On January 19, 2017, Cernovich, an independent blogger and self-described “popular political journalist,”⁷ moved to intervene, seeking to unseal the summary judgment record, and Dershowitz joined his motion. On April 6, 2018, after the case had settled, the *Herald* moved to intervene and unseal

⁷ Br. Appellant (Cernovich) 4.

the entire docket. The District Court granted each of these motions to intervene, but denied the related requests to unseal in orders entered November 2, 2016, May 3, 2017, and August 27, 2018, respectively.

The Appellants timely appealed from each of the orders denying their respective motions to unseal. Although each Appellant seeks the release of a different set of documents, all argue that the District Court failed to analyze the documents individually or properly apply the presumption of public access to court documents. We therefore ordered that the appeals be heard in tandem and held argument on March 6, 2019.

On March 11, 2019, we issued an order to show cause why we “should not unseal the summary judgment motion, including any materials filed in connection with this motion, and the District Court’s summary judgment decision.”⁸ The parties timely filed their responses.

II. DISCUSSION

There are two categories of sealed material at issue in these appeals: (1) the summary judgment record, which includes the parties’ summary judgment briefs, their statements of undisputed facts, and incorporated exhibits; and (2) court filings made in the course of the discovery process and with respect to motions *in limine*. In this Opinion, we explain that our law requires the unsealing of the

⁸ *Giuffre v. Maxwell*, No. 18-2868-cv, Docket No. 138.

summary judgment materials and individualized review of the remaining sealed materials.

While the law governing public access to these materials is largely settled, we have not yet adequately addressed the potential harms that often accompany such access. These harms are apparent. Over forty years ago, the Supreme Court observed that, without vigilance, courts' files might "become a vehicle for improper purposes."⁹ Our legal process is already susceptible to abuse. Unscrupulous litigants can weaponize the discovery process to humiliate and embarrass their adversaries. Shielded by the "litigation privilege,"¹⁰ bad actors can defame opponents in court pleadings or depositions without fear of lawsuit and liability. Unfortunately, the presumption of public access to court documents has the potential to exacerbate these harms to privacy and reputation by ensuring that damaging material irrevocably enters the public record.

We therefore take the opportunity to describe the tools available to district courts in protecting the integrity of the judicial process, and emphasize the courts' responsibility to exercise these powerful tools. We also caution the public to critically assess allegations contained in judicial pleadings.

⁹ *Nixon v. Warner Commc'ns, Inc.*, 435 U.S. 589, 598 (1978).

¹⁰ See notes 46–47 and accompanying text, *post*.

A. Standard of Review

When reviewing a district court's decision to seal a filing or maintain such a seal, "we examine the court's factual findings for clear error, its legal determinations de novo, and its ultimate decision to seal or unseal for abuse of discretion."¹¹

B. The Summary Judgment Materials

With respect to the first category of materials, it is well-settled that "documents submitted to a court for its consideration in a summary judgment motion are—as a matter of law—judicial documents to which a strong presumption of access attaches, under both the common law and the First Amendment."¹² In light of this strong First Amendment presumption, "continued sealing of the documents may be justified only with specific, on-the-record findings that sealing is necessary to preserve higher values and only if the sealing order is narrowly tailored to achieve that aim."¹³

¹¹ *Bernstein v. Bernstein Litowitz Berger & Grossmann LLP*, 814 F.3d 132, 139 (2d Cir. 2016).

¹² *Lugosch v. Pyramid Co. of Onondaga*, 435 F.3d 110, 121 (2d Cir. 2006). We observe that our holding in *Lugosch* relies on the general principle that parties may "be assumed to have supported their papers with admissible evidence and non-frivolous arguments." *Id.* at 122. Insofar as a district court has, through striking a filing, specifically found that assumption inapplicable, the categorical rule in *Lugosch* may not apply. See notes 42–43 and accompanying text, *post*.

¹³ *Id.* at 124. Examples of such countervailing values may include, depending on the circumstances, preserving "the right of an accused to fundamental fairness in the jury selection process," *Press-Enter. Co. v. Superior Court*

In this case, the District Court erred in several respects.¹⁴ First, it failed to give proper weight to the presumption of access that attaches to documents filed in connection with summary judgment motions. The District Court reasoned that the summary judgment materials were “entitled to a lesser presumption of access” because “summary judgment was denied by the Court.”¹⁵ In assigning a “lesser presumption” to such materials, the District Court relied on a single sentence of dicta from our decision in *United States v. Amodeo*.¹⁶ We have since clarified, however, that this sentence was based on a “quotation from a partial concurrence and partial dissent in the D.C. Circuit . . . [and] is thus not the considered decision of either this court or the D.C. Circuit.”¹⁷ In fact, we have expressly rejected the proposition that “different types of documents might receive different

of California, Riverside Cty., 464 U.S. 501, 510 (1984); the protection of attorney-client privilege, *Lugosch*, 435 F.3d at 125; “the danger of impairing law enforcement or judicial efficiency,” *SEC. v. TheStreet.Com*, 273 F.3d 222, 232 (2d Cir. 2001); and “the privacy interest of those who resist disclosure,” *id.*

¹⁴ Our discussion here focuses specifically on the District Court’s denial of the *Herald’s* motion to unseal the entire record. Because this decision grants relief to all Appellants, we need not discuss any separate, additional error in the District Court’s denial of the earlier motions to unseal.

¹⁵ *Giuffre*, 325 F. Supp. 3d at 444.

¹⁶ 71 F.3d 1044, 1049 (2d Cir. 1995) (“*Amodeo II*”) (“One judge [in the District of Columbia Circuit] has pointed out, for example, that where a district court *denied* the summary judgment motion, essentially postponing a final determination of substantive legal rights, the public interest in access is not as pressing.” (internal quotation marks omitted; emphasis in original)).

¹⁷ *Lugosch*, 435 F.3d at 121.

weights of presumption based on the extent to which they were relied upon in resolving [a] motion [for summary judgment].”¹⁸

Second, in contravention of our precedent, the District Court failed to review the documents individually and produce “specific, on-the-record findings that sealing is necessary to preserve higher values.”¹⁹ Instead, the District Court made generalized statements about the record as a whole.²⁰ This too was legal error.

Finally, upon reviewing the summary judgment materials in connection with this appeal, we find that there is no countervailing privacy interest sufficient to justify their continued sealing. Remand with respect to these documents is thus unnecessary. Accordingly, and to avoid any further delay,²¹ we order that the summary judgment documents (with minimal redactions) be unsealed upon issuance of our mandate.²²

¹⁸ *Id.* at 123.

¹⁹ *Id.* at 124.

²⁰ *See, e.g., Giuffre*, 325 F. Supp. 3d at 445 (summarily concluding that all “[t]he Summary Judgment Judicial Documents openly refer to and discuss these allegations [of sexual assault and sexual trafficking] in comprehensive detail, and that those allegations “establish[] a strong privacy interest here”).

²¹ *Cf. Lugosch*, 435 F.3d at 127 (ordering that “the mandate shall issue forthwith” to expedite the unsealing process).

²² Upon issuance of our mandate, a minimally redacted version of the summary judgment record will be made accessible on the Court of Appeals docket. We have implemented minimal redactions to protect personally identifying information such as personal phone numbers, contact lists, birth dates, and social

C. *The Remaining Sealed Materials*

The law governing disclosure of the remaining sealed material in this case is only slightly more complex. The Supreme Court has recognized a qualified right “to inspect and copy judicial records and documents.”²³ In defining “judicial records and documents,” we have emphasized that “the mere filing of a paper or document with the court is insufficient to render that paper a judicial document subject to the right of public access.”²⁴ Instead, “the item filed must be relevant to the performance of the judicial function and useful in the judicial process in order for it to be designated a judicial document.”²⁵

As our precedent makes clear, a court “perform[s] the judicial function” not only when it rules on motions currently before it, but also when properly exercising its inherent “supervisory powers.”²⁶ A

security numbers. We have also redacted the names of alleged minor victims of sexual abuse from deposition testimony and police reports, as well as deposition responses concerning intimate matters where the questions were likely only permitted—and the responses only compelled—because of a strong expectation of continued confidentiality. *See* Fed. R. Civ. P. 5.2. While we appreciate the views expressed in Judge Pooler’s separate opinion, the panel majority believes that the efforts invested by three former district judges in reviewing these materials adequately address those concerns.

²³ *Nixon*, 435 U.S. at 597–98.

²⁴ *United States v. Amodeo*, 44 F.3d 141, 145 (2d Cir. 1995) (“*Amodeo I*”).

²⁵ *Id.*

²⁶ *Cf. United States v. HSBC Bank USA, N.A.*, 863 F.3d 125, 135 (2d Cir. 2017) (explaining that, in considering whether the report of a monitor charged with assessing compliance with a deferred prosecution agreement is a judicial

document is thus “relevant to the performance of the judicial function” if it would reasonably have the *tendency* to influence a district court’s ruling on a motion or in the exercise of its supervisory powers, without regard to which way the court ultimately rules or whether the document ultimately in fact influences the court’s decision.²⁷ Accordingly, if in applying these standards, a court determines that documents filed by a party are *not* relevant to the performance of a judicial function, no presumption of public access attaches.²⁸

Once an item is deemed relevant to the exercise of judicial power, “the weight to be given the presumption of access must be governed by the role of the material at issue in the exercise of Article III judicial power and the resultant value of such information to those

document, “[i]f the district court’s conception of its supervisory power in this context were correct, the Monitor’s Report would quite obviously be relevant to the performance of the judicial function and useful in the judicial process” (internal quotation marks omitted)). Whether a specific judicial decision constitutes a “performance of the judicial function” is a question of law. Accordingly, we review such determinations *de novo*. *Id.* at 134.

²⁷ *Amodeo I*, 44 F.3d at 145–46 (concluding that documents were relevant to the performance of a judicial function because they would have “informed” the district court’s decision whether to discharge or retain a Receiver); *see also* *FTC. v. Standard Fin. Mgmt. Corp.*, 830 F.2d 404, 409 (1st Cir. 1987) (citing Federal Rule of Evidence 401’s “having any tendency” definition of relevance in determining whether documents were “judicial documents”).

²⁸ As we explain below, there are several (often preferable) tools beyond sealing that district courts can use to protect their dockets from becoming a vehicle for irrelevant—and potentially defamatory—accusations. *See* Section D, *post*.

monitoring the federal courts.”²⁹ Thus, while evidence introduced at trial or in connection with summary judgment enjoys a strong presumption of public access, documents that “play only a negligible role in the performance of Article III duties” are accorded only a low presumption that “amounts to little more than a prediction of public access absent a countervailing reason.”³⁰ Documents that are never filed with the court, but simply “passed between the parties in discovery, lie entirely beyond the presumption’s reach.”³¹

The remaining sealed materials at issue here include filings related to, *inter alia*, motions to compel testimony, to quash trial subpoenae, and to exclude certain deposition testimony. All such motions, at least on their face, call upon the court to exercise its Article III powers. Moreover, erroneous judicial decision-making with respect to such evidentiary and discovery matters can cause substantial harm. Such materials are therefore of value “to those monitoring the federal courts.”³² Thus, all documents submitted in connection with, and relevant to, such judicial decision-making are subject to at least some presumption of public access.³³

²⁹ *Amodeo II*, 71 F.3d at 1049.

³⁰ *Id.* at 1050.

³¹ *Id.*

³² *Id.* at 1049.

³³ In previous decisions, we have identified an important exception to this general rule: the presumption of public access does *not* apply to material that is submitted to the court solely so that the court may decide whether that same

Although a court's authority to oversee discovery and control the evidence introduced at trial surely constitutes an exercise of judicial power, we note that this authority is ancillary to the court's core role in adjudicating a case. Accordingly, the presumption of public access in filings submitted in connection with discovery disputes or motions *in limine* is generally somewhat lower than the presumption applied to material introduced at trial, or in connection with dispositive motions such as motions for dismissal or summary judgment.³⁴ Thus, while a court must still articulate specific and substantial reasons for sealing such material, the reasons usually need not be as compelling as those required to seal summary judgment filings.

Here, the precise basis for the District Court's decision to deny the motion to unseal these remaining materials is unclear. In the three paragraphs devoted to the issue, the District Court emphasized the potential for embarrassment "given the highly sensitive nature of the underlying allegations," and concluded that "the documents sealed in the course of discovery were neither relied upon by [the District] Court in the rendering of an adjudication, nor necessary to or helpful in resolving a motion."³⁵ It is therefore unclear whether the District Court held that these materials were not judicial documents (and thus are

material must be disclosed in the discovery process or shielded by a Protective Order. See *TheStreet.Com*, 273 F.3d at 233.

³⁴ *Amodeo II*, 71 F.3d at 1049–50.

³⁵ *Giuffre*, 325 F. Supp. 3d. at 442 (internal quotation marks and brackets omitted).

not subject to a presumption of public access), or found that privacy interests outweighed a limited right of public access.

On either interpretation, however, the District Court's holding was error. Insofar as the District Court held that these materials are not judicial documents because it did not rely on them in adjudicating a motion, this was legal error. As explained above, the proper inquiry is whether the documents are relevant to the performance of the judicial function, not whether they were relied upon.³⁶ Indeed, decision-makers often find that a great deal of relevant material does not ultimately sway their decision. And insofar as the District Court held that privacy interests outweigh the presumption of public access in each of the thousands of pages at issue, that decision—which appears to have been made without particularized review—amounts to an abuse of discretion.³⁷

In light of the District Court's failure to conduct an individualized review of the sealed materials, it is necessary to do so now. We believe the District Court is best situated to conduct this review. The District Court can directly communicate with the parties, and can therefore more swiftly and thoroughly consider particular objections to unsealing specific materials. Relatedly, the District Court can obtain the parties' assistance in effecting any necessary redactions, and in notifying any outside parties whose privacy interests might be

³⁶ See text accompanying notes 12–18 and 26–28, *ante*.

³⁷ See *In re City of New York*, 607 F.3d 923, 943 n.21 (2d Cir. 2010) (explaining that “abuse of discretion” is a nonpejorative, legal “term of art”).

implicated by the unsealing. Accordingly, we remand the cause to the District Court to conduct such a particularized review and unseal all documents for which the presumption of public access outweighs any countervailing privacy interests.

D. Protecting the Integrity of Judicial Proceedings

While we disagree with the District Court's disposition of the motions to unseal, we share its concern that court files might be used to "promote scandal arising out of unproven potentially libelous statements."³⁸ We therefore describe certain methods courts can employ to protect the judicial process from being coopted for such purposes.

The Supreme Court has explained that "[e]very court has supervisory power over its own records and files" to ensure they "are not used to gratify private spite or promote public scandal" or "serve as reservoirs of libelous statements for press consumption."³⁹ This supervisory function is not only within a district court's power, but also among its responsibilities.

In practice, district courts may employ several methods to fulfill this function. They may, for instance, issue protective orders forbidding dissemination of certain material "to protect a party or person from annoyance, embarrassment, oppression, or undue

³⁸ *Giuffre*, 325 F. Supp. 3d at 447.

³⁹ *Nixon*, 435 U.S. at 598 (internal quotation marks).

burden” and require that filings containing such material be submitted under seal.⁴⁰ If parties then seek to file such materials, the court may deny them leave to do so.⁴¹ District courts may also seek to counteract the effect of defamatory statements by explaining on the record that the statements appear to lack credibility. Moreover, under Federal Rule of Civil Procedure 12(f), the district court may strike such material from the filings on the grounds that it is “redundant, immaterial, impertinent, or scandalous.”⁴² Because such rejected or stricken material is not “relevant to the performance of the judicial function” it would not be considered a “judicial document” and would enjoy no presumption of public access.⁴³ Finally, in appropriate

⁴⁰ Fed. R. Civ. P. 26(c); *see also TheStreet.Com*, 273 F.3d at 229–30.

⁴¹ *See, e.g.*, S.D.N.Y. Electronic Case Filing Rules & Instructions, February 1, 2019 Edition, Rule 6.1, <http://nysd.uscourts.gov/ecf/ECF%20Rules%20020119%20Final.pdf>.

⁴² Fed. R. Civ. P. 12(f). Courts may strike material from the pleadings either “on its own” or “on motion made by a party.” *Id.* Although motions to strike material *solely* “on the ground that the matter is impertinent and immaterial” are disfavored, when material is also “scandalous,” no such presumption applies. *Cf. Lipsky v. Commonwealth United Corp.*, 551 F.2d 887, 893 (2d Cir. 1976); *see also Talbot v. Robert Matthews Distrib. Co.*, 961 F.2d 654, 664 (7th Cir. 1992) (“Allegations may be stricken as scandalous if the matter bears no possible relation to the controversy or may cause the objecting party prejudice.”); *Wine Markets Int’l, Inc. v. Bass*, 177 F.R.D. 128, 133 (E.D.N.Y. 1998) (“Motions to strike are not generally favored, except in relation to scandalous matters.”); *Alvarado-Morales v. Digital Equip. Corp.*, 843 F.2d 613, 617–18 (1st Cir. 1988) (categorizing as scandalous “matter which impugned the character of defendants”).

⁴³ *Amodeo I*, 44 F.3d at 145.

circumstances, district courts may impose sanctions on attorneys and parties under Federal Rule of Civil Procedure 11(c).⁴⁴

E. A Cautionary Note

We conclude with a note of caution to the public regarding the reliability of court filings such as those unsealed today.

Materials submitted by parties to a court should be understood for what they are. They do not reflect the court's own findings. Rather, they are prepared by parties seeking to advance their own interests in an adversarial process. Although affidavits and depositions are offered "under penalty of perjury," it is in fact exceedingly rare for anyone to be prosecuted for perjury in a civil proceeding.⁴⁵ Similarly,

⁴⁴ In relevant part, Rule 11 provides:

By presenting to the court a pleading, written motion, or other paper . . . an attorney or unrepresented party certifies that . . . it is not being presented for any improper purpose, such as to harass, cause unnecessary delay, or needlessly increase the cost of litigation [T]he court may impose an appropriate sanction on any attorney, law firm, or party that violated the rule or is responsible for the violation The sanction may include nonmonetary directives; an order to pay a penalty into court; or, if imposed on motion and warranted for effective deterrence, an order directing payment to the movant of part or all of the reasonable attorney's fees and other expenses directly resulting from the violation.

Fed. R. Civ. P. 11. *See also Amodeo II*, 71 F.3d at 1049 (describing sanctions available to the court).

⁴⁵ Sonia Sotomayor & Nicole A. Gordon, *Returning Majesty to the Law and Politics: A Modern Approach*, 30 Suffolk U. L. Rev. 35, 47 n.52 (1996) ("Perjury cases are not often pursued . . .").

pleadings, complaints, and briefs—while supposedly based on underlying evidentiary material—can be misleading. Such documents sometimes draw dubious inferences from already questionable material or present ambiguous material as definitive.

Moreover, court filings are, in some respects, particularly susceptible to fraud. For while the threat of defamation actions may deter malicious falsehoods in standard publications, this threat is non-existent with respect to certain court filings. This is so because, under New York law (which governs the underlying defamation claim here), “absolute immunity from liability for defamation exists for oral or written statements made . . . in connection with a proceeding before a court.”⁴⁶ Thus, although the act of filing a document with a court might be thought to lend that document additional credibility, in fact, allegations appearing in such documents might be less credible than those published elsewhere.⁴⁷

⁴⁶ *Front, Inc. v. Khalil*, 24 N.Y.3d 713, 718 (2015); see also *Kelly v. Albarino*, 485 F.3d 664, 666 (2d Cir. 2007) (adopting the reasoning of the District Court explaining that this privilege is “the broadest of possible privileges”); Restatement (Second) of Torts § 587 (1977) (“A party to a private litigation or a private prosecutor or defendant in a criminal prosecution is absolutely privileged to publish defamatory matter concerning another in communications preliminary to a proposed judicial proceeding, or in the institution of or during the course and as a part of, a judicial proceeding in which he participates, if the matter has some relation to the proceeding.”). *But see* note 47, *post*.

⁴⁷ While common law courts have generally interpreted the litigation privilege broadly, they nevertheless maintain an important (if rarely implemented) limitation on its scope: to qualify for the privilege, a statement must be “material and pertinent to the questions involved.” *Front*, 24 N.Y.3d at 718 (quoting *Youmans*

We have long noted that the press plays a vital role in ensuring the public right of access and in enhancing “the quality and safeguards the integrity of the factfinding process.”⁴⁸ When faithfully observing its best traditions, the print and electronic media “contributes to public understanding of the rule of law” and “validates [its] claim of functioning as surrogates for the public.”⁴⁹

At the same time, the media does the public a profound disservice when it reports on parties’ allegations uncritically. We have previously observed that courts cannot possibly “discredit every statement or document turned up in the course of litigation,” and we have criticized “the use by the media of the somewhat misleading term ‘court records’ in referring to such items.”⁵⁰ Even ordinarily critical

v. Smith, 153 N.Y. 214, 219–20 (1897)). It follows, then, that immaterial and impertinent statements are (at least nominally) actionable, particularly when they are “so needlessly defamatory as to warrant the inference of express malice.” *Id.* (same). It seems to us that when a district court strikes statements from the record pursuant to Fed. R. Civ. P. 12(f) on the ground that the matter is “impertinent” and “immaterial,” it makes the very same determination that permits a defamation action under the common law. We think the judicial system would be well served were our common law courts to revitalize this crucial qualification to the litigation privilege.

⁴⁸ *Westmoreland v. Columbia Broad. Sys., Inc.*, 752 F.2d 16, 23 (2d Cir. 1984) (quoting *Globe Newspaper Co. v. Superior Court for Norfolk Cty.*, 457 U.S. 596, 606 (1982)).

⁴⁹ *Richmond Newspapers, Inc. v. Virginia*, 448 U.S. 555, 572–73 (1980) (plurality opinion) (internal quotation marks omitted).

⁵⁰ *Amodeo II*, 71 F.3d at 1049.

readers may take the reference to “court papers” as some sort of marker of reliability. This would be a mistake.

We therefore urge the media to exercise restraint in covering potentially defamatory allegations, and we caution the public to read such accounts with discernment.

III. CONCLUSION

To summarize, we hold as follows:

- (1) Materials submitted in connection with a motion for summary judgment are subject to a strong presumption of public access.
- (2) The summary judgment record at issue will be unsealed upon issuance of our mandate, subject to minimal redactions.⁵¹
- (3) Materials submitted in connection with, and relevant to, discovery motions, motions *in limine*, and other non-dispositive motions are subject to a lesser—but still substantial—presumption of public access.
- (4) The District Court is directed to review the remaining sealed materials individually and unseal those materials as appropriate.

⁵¹ See note 22, *ante*.

(5) District courts should exercise the full range of their substantial powers to ensure their files do not become vehicles for defamation.

For the foregoing reasons, we **VACATE** the orders of the District Court entered on November 2, 2016, May 3, 2017, and August 27, 2018, **ORDER** the unsealing of the summary judgment record as described herein, and **REMAND** the cause to the District Court for particularized review of the remaining materials.

In undertaking this task, the District Court may be well-served by ordering the parties to submit to the Court unredacted, electronic copies of the remaining sealed materials, as well as specific, proposed redactions. The District Court may also order the parties to identify and notify additional parties whose privacy interests would likely be implicated by disclosure of these materials.

In the interests of judicial economy, any future appeal in this matter shall be referred to this panel.

POOLER, *Circuit Judge, dissenting in part:*

I join the Court's opinion in every respect but one: the decision to unseal the summary judgment record ourselves. I agree that all or most of the material must be unsealed. Nevertheless, in my view, the district court is better suited to the task. As the Court's opinion recognizes in connection with the remaining sealed materials, the district court is better positioned to communicate with the parties and any nonparties whose privacy interests might be affected by unsealing. On that score, it is worth clarifying here the breadth of the Court's unsealing order: it unseals nearly 2000 pages of material. The task of identifying and making specific redactions in such a substantial volume is perilous; the consequences of even a seemingly minor error may be grave and are irrevocable. Moreover, although I share the majority's concern about avoiding delay, I would alleviate that concern through other means—perhaps with an order directing the district court to act expeditiously and by making clear what types of limited redactions are and are not appropriate. In sum, I would unseal the district court's summary judgment decision only and leave the remainder of the materials for the district court to review, redact, and unseal on remand.

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

-----X
VIRGINIA L. GIUFFRE,
Plaintiff,
v.
GHISLAINE MAXWELL,
Defendant.
-----X

15-cv-07433-RWS

**DEFENDANT'S STATEMENT OF MATERIAL UNDISPUTED
FACTS PURSUANT TO LOCAL CIVIL RULE 56.1**

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Pursuant to Rule 56.1 of the Local Civil Rules of this Court, defendant Ghislaine Maxwell submits this statement of the material facts as to which she contends there is no genuine issues to be tried. Ms. Maxwell expressly preserves all of her objections to the admissibility of the evidence cited herein and in the accompanying memoranda of law and does not waive any objections by making this submission.

numbered.

1. **Ms. Maxwell's response to publications of plaintiff's false allegations: the March 2011 statement.** In early 2011 plaintiff in two British tabloid interviews made numerous false and defamatory allegations against Ms. Maxwell. In the articles, plaintiff made no direct allegations that Ms. Maxwell was involved in any improper conduct with Jeffrey Epstein, who had pleaded guilty in 2007 to procuring a minor for prostitution. Nonetheless, plaintiff suggested that Ms. Maxwell worked with Epstein and may have known about the crime for which he was convicted.

2. In the articles, plaintiff alleged she had sex with Prince Andrew, "a well-known businessman," a "world-renowned scientist," a "respected liberal politician," and a "foreign head of state."

3. In response to the allegations Ms. Maxwell's British attorney, working with Mr. Gow, issued a statement on March 9, 2011, denying "the various allegations about [Ms. Maxwell] that have appeared recently in the media. These allegations are all entirely false."

4. The statement read in full:

Statement on Behalf of Ghislaine Maxwell

By Devonshires Solicitors, PRNE
Wednesday, March 9, 2011

London, March 10, 2011 - Ghislaine Maxwell denies the various allegations about her that have appeared recently in the media. *These allegations are all entirely false.*

It is unacceptable that letters sent by Ms Maxwell's legal representatives to certain newspapers pointing out the truth and asking for the allegations to be withdrawn have simply been ignored.

In the circumstances, *Ms Maxwell is now proceeding to take legal action against those newspapers.*

"I understand newspapers need stories to sell copies. It is well known that certain newspapers live by the adage, "why let the truth get in the way of a good story." However, *the allegations made against me are abhorrent and entirely untrue* and I ask that they stop," said Ghislaine Maxwell.

"A number of newspapers have shown a complete lack of accuracy in their reporting of this story and a failure to carry out the most elementary investigation or any real due diligence. I am now taking action to clear my name," she said.

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Media contact: Ross Gow, Acuity Reputation, Tel: +44-203-008-7790, Mob: +44-7778-755-251, Email: ross at acuityreputation.com

5. **Plaintiff's gratuitous and "lurid" accusations in an unrelated action.** In 2008 two alleged victims of Epstein brought an action under the Crime Victims' Rights Act against the United States government purporting to challenge Epstein's plea agreement. They alleged the government violated their CVRA rights by entering into the agreement.

6. Seven years later, on December 30, 2014, Ms. Giuffre moved to join the CVRA action, claiming she, too, had her CVRA rights violated by the government. On January 1, 2015, Ms. Giuffre filed a "corrected" joinder motion.

7. The issue presented in her joinder motion was narrow: whether she should be permitted to join the CVRA action as a party under Federal Rule of Civil Procedure 21, specifically, whether she was a "known victim[]" of Mr. Epstein and the Government owed them CVRA duties." Yet, "the bulk of the [motion] consists of copious factual details that [plaintiff] and [her co-movant] 'would prove . . . if allowed to join.'" Ms. Giuffre gratuitously included

provocative and “lurid details” of her alleged sexual activities as an alleged victim of sexual trafficking.

8. At the time they filed the motion, Ms. Giuffre and her lawyers knew that the media had been following the Epstein criminal case and the CVRA action. While they deliberately filed the motion without disclosing Ms. Giuffre’s name, claiming the need for privacy and secrecy, they made no attempt to file the motion under seal. Quite the contrary, they filed the motion publicly.

9. As the district court noted in ruling on the joinder motion, Ms. Giuffre “name[d] several individuals, and she offers details about the type of sex acts performed and where they took place.” The court ruled that “these lurid details are unnecessary”: “The factual details regarding whom and where the Jane Does engaged in sexual activities are immaterial and impertinent . . . , especially considering that these details involve *non-parties* who are not related to the respondent Government.” Accordingly, “[t]hese unnecessary details shall be stricken.” *Id.* The court then struck all Ms. Giuffre’s factual allegations relating to her alleged sexual activities and her allegations of misconduct by non-parties. The court said the striking of the “lurid details” was a sanction for Ms. Giuffre’s improper inclusion of them in the motion.

10. The district court found not only that the “lurid details” were unnecessary but also that the entire joinder motion was “entirely unnecessary.” Ms. Giuffre and her lawyers knew the motion with all its “lurid details” was unnecessary because the motion itself recognized that she would be able to participate as a fact witness to achieve the same result she sought as a party. The court denied plaintiff’s joinder motion.

11. One of the non-parties Ms. Giuffre “named” repeatedly in the joinder motion was Ms. Maxwell. According to the “lurid details” of Ms. Giuffre included in the motion,

Ms. Maxwell personally was involved in a “sexual abuse and sex trafficking scheme” created by Epstein:

- Ms. Maxwell “approached” plaintiff in 1999 when plaintiff was “fifteen years old” to recruit her into the scheme.
- Ms. Maxwell was “one of the main women” Epstein used to “procure under-aged girls for sexual activities.”
- Ms. Maxwell was a “primary co-conspirator” with Epstein in his scheme.
- She “persuaded” plaintiff to go to Epstein’s mansion “in a fashion very similar to the manner in which Epstein and his other co-conspirators coerced dozens of other children.”
- At the mansion, when plaintiff began giving Epstein a massage, he and Ms. Maxwell “turned it into a sexual encounter.”
- Epstein “with the assistance of” Ms. Maxwell “converted [plaintiff] into . . . a ‘sex slave.’” *Id.* Plaintiff was a “sex slave” from “about 1999 through 2002.”
- Ms. Maxwell also was a “co-conspirator in Epstein’s sexual abuse.”
- Ms. Maxwell “appreciated the immunity” she acquired under Epstein’s plea agreement, because the immunity protected her from prosecution “for the crimes she committed in Florida.”
- Ms. Maxwell “participat[ed] in the sexual abuse of [plaintiff] and others.”
- Ms. Maxwell “took numerous sexually explicit pictures of underage girls involved in sexual activities, including [plaintiff].” *Id.* She shared the photos with Epstein.
- As part of her “role in Epstein’s sexual abuse ring,” Ms. Maxwell “connect[ed]” Epstein with “powerful individuals” so that Epstein could traffick plaintiff to these persons.
- Plaintiff was “forced to have sexual relations” with Prince Andrew in “[Ms. Maxwell’s] apartment” in London. Ms. Maxwell “facilitated” plaintiff’s sex with Prince Andrew “by acting as a ‘madame’ for Epstein.”
- Ms. Maxwell “assist[ed] in internationally trafficking” plaintiff and “numerous other young girls for sexual purposes.”
- Plaintiff was “forced” to watch Epstein, Ms. Maxwell and others “engage in illegal sexual acts with dozens of underage girls.”

12. In the joinder motion, plaintiff also alleged she was “forced” to have sex with Harvard law professor Alan Dershowitz, “model scout” Jean Luc Brunel, and “many other powerful men, including numerous prominent American politicians, powerful business executives, foreign presidents, a well-known Prime Minister, and other world leaders.”

13. Plaintiff said after serving for four years as a “sex slave,” she “managed to escape to a foreign country and hide out from Epstein and his co-conspirators for years.”

14. Plaintiff suggested the government was part of Epstein’s “conspiracy” when it “secretly” negotiated a non-prosecution agreement with Epstein precluding federal prosecution of Epstein and his “co-conspirators.” The government’s secrecy, plaintiff alleged, was motivated by its fear that plaintiff would raise “powerful objections” to the agreement that would have “shed tremendous public light on Epstein and other powerful individuals.

15. Notably, the other “Jane Doe” who joined plaintiff’s motion who alleged she was sexually abused “many occasions” by Epstein was unable to corroborate any of plaintiff’s allegations.

16. Also notably, in her multiple and lengthy consensual interviews with Ms. Churcher three years earlier, plaintiff told Ms. Churcher of virtually *none* of the details she described in the joinder motion.

17. **Ms. Maxwell’s response to plaintiff’s “lurid” accusations: the January 2015 statement.** As plaintiff and her lawyers expected, before District Judge Marra in the CVRA action could strike the “lurid details” of plaintiff’s allegations in the joinder motion, members of the media obtained copies of the motion.

18. At Mr. Barden’s direction, on January 3, 2015, Mr. Gow sent to numerous representatives of British media organizations an email containing “a quotable statement on

behalf of Ms Maxwell.” The email was sent to more than 6 and probably less than 30 media representatives. It was not sent to non-media representatives.

19. Among the media representatives were Martin Robinson of the Daily Mail; P. Peachey of The Independent; Nick Sommerlad of The Mirror; David Brown of The Times; and Nick Always and Jo-Anne Pugh of the BBC; and David Mercer of the Press Association. These representatives were selected based on their request—after the joinder motion was filed—for a response from Ms. Maxwell to plaintiff’s allegations in the motion.

20. The email to the media members read:

To Whom It May Concern,
Please find attached a quotable statement on behalf of Ms Maxwell.

No further communication will be provided by her on this matter.

Thanks for your understanding.

Best

Ross

Ross Gow
ACUITY Reputation

Jane Doe 3 is Virginia Roberts—so not a new individual. The allegations made by Victoria Roberts against Ghislaine Maxwell are untrue. The original allegations are not new and have been fully responded to and shown to be untrue.

Each time the story is re told [sic] it changes with new salacious details about public figures and world leaders and now it is alleged by Ms Roberts [sic] that Alan Dershowitz [sic] is involved in having sexual relations with her, which he denies.

Ms Roberts claims are obvious lies and should be treated as such and not publicised as news, as they are defamatory.

Ghislaine Maxwell’s original response to the lies and defamatory claims remains the same. Maxwell strongly denies allegations of an unsavoury nature, which have appeared in the British press and elsewhere and reserves her right to seek redress at the repetition of such old defamatory claims.

21. Mr. Barden, who prepared the January 2015 statement, did not intend it as a traditional press release solely to disseminate information to the media. So he intentionally did not pass it through a public relations firm, such as Mr. Gow’s firm, Acuity Reputation.

22. The January 2015 statement served two purposes. First, Mr. Barden intended that it mitigate the harm to Ms. Maxwell's reputation from the press's republication of plaintiff's false allegations. He believed these ends could be accomplished by suggesting to the media that, among other things, they should subject plaintiff's allegations to inquiry and scrutiny. For example, he noted in the statement that plaintiff's allegations changed dramatically over time, suggesting that they are "obvious lies" and therefore should not be "publicised as news."

23. Second, Mr. Barden intended the January 2015 statement to be "a shot across the bow" of the media, which he believed had been unduly eager to publish plaintiff's allegations without conducting any inquiry of their own. Accordingly, in the statement he repeatedly noted that plaintiff's allegations were "defamatory." In this sense, the statement was intended as a cease and desist letter to the media-recipients, letting the media-recipients understand the seriousness with which Ms. Maxwell considered the publication of plaintiff's obviously false allegations and the legal indefensibility of their own conduct.

24. Consistent with those two purposes, Mr. Gow's emails prefaced the statement with the following language: "Please find attached a *quotable statement* on behalf of Ms Maxwell" (emphasis supplied). The statement was intended to be a single, one-time-only, comprehensive response—quoted in full—to plaintiff's December 30, 2014, allegations that would give the media Ms. Maxwell's response. The purpose of the prefatory statement was to inform the media-recipients of this intent.

25. Plaintiff's activities to bring light to the rights of victims of sexual abuse.

Plaintiff has engaged in numerous activities to bring attention to herself, to the prosecution and punishment of wealthy individuals such as Epstein, and to her claimed interest of bringing light to the rights of victims of sexual abuse.

26. Plaintiff created an organization, Victims Refuse Silence, Inc., a Florida corporation, directly related to her alleged experience as a victim of sexual abuse.

27. The “goal” of Victims Refuse Silence “was, and continues to be, to help survivors surmount the shame, silence, and intimidation typically experienced by victims of sexual abuse.” Toward this end, plaintiff has “dedicated her professional life to helping victims of sex trafficking.”

28. Plaintiff repeatedly has sought out media organizations to discuss her alleged experience as a victim of sexual abuse.

29. On December 30, 2014, plaintiff publicly filed an “entirely unnecessary” joinder motion laden with “unnecessary,” “lurid details” about being “sexually abused” as a “minor victim[]” by wealthy and famous men and being “trafficked” all around the world as a “sex slave.”

30. The plaintiff’s alleged purpose in filing the joinder motion was to “vindicate” her rights under the CVRA, expose the government’s “secretly negotiated” “non-prosecution agreement” with Epstein, “*shed tremendous public light*” on Epstein and “other powerful individuals” that would undermine the agreement, and support the CVRA plaintiffs’ request for documents that would show how Epstein “used his powerful political and social connections to secure a favorable plea deal” and the government’s “motive” to aid Epstein and his “co-conspirators.”

31. Plaintiff has written the manuscript of a book she has been trying to publish detailing her alleged experience as a victim of sexual abuse and of sex trafficking in Epstein’s alleged “sex scheme.”

32. **Republication alleged by plaintiff.** Plaintiff was required by Interrogatory No. 6 to identify any false statements attributed to Ms. Maxwell that were “published globally, including within the Southern District of New York,” as plaintiff alleged in Paragraph 9 of Count I of her complaint. In response, plaintiff identified the January 2015 statement and nine instances in which various news media published portions of the January 2015 statement in news articles or broadcast stories.

33. In none of the nine instances was there any publication of the entire January 2015 statement.

34. Ms. Maxwell and her agents exercised no control or authority over any media organization, including the media identified in plaintiff’s response to Interrogatory No. 6, in connection with the media’s publication of portions of the January 2015 statement.

35. **Plaintiff’s defamation action against Ms. Maxwell.** Eight years after Epstein’s guilty plea, plaintiff brought this action, repeating many of the allegations she made in her CVRA joinder motion.

36. The complaint alleged that the January 2015 statement “contained the following deliberate falsehoods”:

- (a) That Giuffre’s sworn allegations “against Ghislaine Maxwell are untrue.”
- (b) That the allegations have been “shown to be untrue.”
- (c) That Giuffre’s “claims are obvious lies.”

37. **Plaintiff lived independently from her parents with her fiancé long before meeting Epstein or Ms. Maxwell.** After leaving the Growing Together drug rehabilitation facility in 1999, plaintiff moved in with the family of a fellow patient. There she met, and became engaged to, her friend’s brother, James Michael Austrich. She and Austrich thereafter

rented an apartment in the Ft. Lauderdale area with another friend and both worked at various jobs in that area. Later, they stayed briefly with plaintiff's parents in the Palm Beach/Loxahatchee, Florida area before Austrich rented an apartment for the couple on Bent Oak Drive in Royal Palm Beach. Although plaintiff agreed to marry Austrich, she never had any intention of doing so.

38. Plaintiff re-enrolled in high school from June 21, 2000 until March 7, 2002.

After finishing the 9th grade school year at Forest Hills High School on June 9, 1999, plaintiff re-enrolled at Wellington Adult High School on June 21, 2000, again on August 16, 2000 and on August 14, 2001. On September 20, 2001, Plaintiff then enrolled at Royal Palm Beach High School. A few weeks later, on October 12, 2001, she matriculated at Survivors Charter School. *Id.* Survivor's Charter School was an alternative school designed to assist students who had been unsuccessful at more traditional schools. Plaintiff remained enrolled at Survivor's Charter School until March 7, 2002. She was present 56 days and absent 13 days during her time there. *Id.* Plaintiff never received her high school diploma or GED. Plaintiff and Figueroa went "back to school" together at Survivor's Charter School. The school day there lasted from morning until early afternoon.

39. During the year 2000, plaintiff worked at numerous jobs. In 2000, while living with her fiancé, plaintiff held five different jobs: at Aviculture Breeding and Research Center, Southeast Employee Management Company, The Club at Mar-a-Lago, Oasis Outsourcing, and Neiman Marcus. Her taxable earnings that year totaled nearly \$9,000. Plaintiff cannot now recall either the Southeast Employee Management Company or the Oasis Outsourcing jobs.

40. Plaintiff's employment at the Mar-a-Lago spa began in fall 2000. Plaintiff's father, Sky Roberts, was hired as a maintenance worker at the The Mar-a-Lago Club in Palm

Beach, Florida, beginning on April 11, 2000. Mr. Roberts worked there year-round for approximately 3 years. After working there for a period of time, Mr. Roberts became acquainted with the head of the spa area and recommended plaintiff for a job there. Mar-a-Lago closes every Mother's Day and reopens on November 1. Most of employees Mar-a-Lago, including all employees of the spa area such as "spa attendants," are "seasonal" and work only when the club is open, i.e., between November 1 and Mother's Day. Plaintiff was hired as a "seasonal" spa attendant to work at the Mar-a-Lago Club in the fall of 2000 after she had turned 17.

41. **Plaintiff represented herself as a masseuse for Jeffrey Epstein.** While working at the Mar-a-Lago spa and reading a library book about massage, plaintiff met Ms. Maxwell. Plaintiff thereafter told her father that she got a job working for Jeffrey Epstein as a masseuse. Plaintiff's father took her to Epstein's house on one occasion around that time, and Epstein came outside and introduced himself to Mr. Roberts. Plaintiff commenced employment as a traveling masseuse for Mr. Epstein. Plaintiff was excited about her job as a masseuse, about traveling with him and about meeting famous people. Plaintiff represented that she was employed as a masseuse beginning in January 2001. Plaintiff never mentioned Ms. Maxwell to her then-fiancé, Austrich. Plaintiff's father never met Ms. Maxwell.

42. **Plaintiff resumed her relationship with convicted felon Anthony Figueroa.** In spring 2001, while living with Austich, plaintiff lied to and cheated on him with her high school boyfriend, Anthony Figueroa. Plaintiff and Austrich thereafter broke up, and Figueroa moved into the Bent Oak apartment with plaintiff. When Austrich returned to the Bent Oak apartment to check on his pets and retrieve his belongings, Figueroa in Plaintiff's presence punched Austrich in the face. Figueroa and plaintiff fled the scene before police arrived. Figueroa was then a convicted felon and a drug abuser on probation for possession of a controlled substance.

43. **Plaintiff freely and voluntarily contacted the police to come to her aid in 2001 and 2002 but never reported to them that she was Epstein's "sex slave."** In August 2001 at age 17, while living in the same apartment, plaintiff and Figueroa hosted a party with a number of guests. During the party, according to plaintiff, someone entered plaintiff's room and stole \$500 from her shirt pocket. Plaintiff contacted the police. She met and spoke with police officers regarding the incident and filed a report. She did not disclose to the officer that she was a "sex slave." A second time, in June 2002, plaintiff contacted the police to report that her former landlord had left her belongings by the roadside and had lit her mattress on fire. Again, plaintiff met and spoke with the law enforcement officers but did not complain that she was the victim of any sexual trafficking or abuse or that she was then being held as a "sex slave."

44. **From August 2001 until September 2002, Epstein and Maxwell were almost entirely absent from Florida on documented travel unaccompanied by Plaintiff.** Flight logs maintained by Epstein's private pilot Dave Rodgers evidence the substantial number of trips away from Florida that Epstein and Maxwell took, unaccompanied by Plaintiff, between August 2001 and September 2002. Rodgers maintained a log of all flights on which Epstein and Maxwell traveled with him. Epstein additionally traveled with another pilot who did not keep such logs and he also occasionally traveled via commercial flights. For substantially all of thirteen months of the twenty-two months (from November 2000 until September 2002) that Plaintiff lived in Palm Beach and knew Epstein, Epstein was traveling outside of Florida unaccompanied by Plaintiff. During this same period of time, Plaintiff was employed at various jobs, enrolled in school, and living with her boyfriend.

45. **Plaintiff and Figueroa shared a vehicle during 2001 and 2002.** Plaintiff and Figueroa shared a '93 white Pontiac in 2001 and 2002. Plaintiff freely traveled around the Palm

Beach area in that vehicle. In August 2002, Plaintiff acquired a Dodge Dakota pickup truck from her father. Figueroa used that vehicle in a series of crimes before and after Plaintiff left for Thailand.

46. **Plaintiff held a number of jobs in 2001 and 2002.** During 2001 and 2002, plaintiff was gainfully employed at several jobs. She worked as a waitress at Mannino's Restaurant, at TGIFriday's restaurant (aka CCI of Royal Palm Inc.), and at Roadhouse Grill. She also was employed at Courtyard Animal Hospital (aka Marc Pinkwasser DVM).

47. **In September 2002, Plaintiff traveled to Thailand to receive massage training and while there, met her future husband and eloped with him.** Plaintiff traveled to Thailand in September 2002 to receive formal training as a masseuse. Figueroa drove her to the airport. While there, she initially contacted Figueroa frequently, incurring a phone bill of \$4,000. She met Robert Giuffre while in Thailand and decided to marry him. She thereafter ceased all contact with Figueroa from October 2002 until two days before Mr. Figueroa's deposition in this matter in May 2016.

48. **Detective Recarey's investigation of Epstein failed to uncover any evidence that Ms. Maxwell was involved in sexual abuse of minors, sexual trafficking or production or possession of child pornography.** Joseph Recarey served as the lead detective from the Palm Beach Police Department charged with investigating Jeffrey Epstein. That investigation commenced in 2005. Recarey worked only on the Epstein case for an entire year. He reviewed previous officers' reports and interviews, conducted numerous interviews of witnesses and alleged victims himself, reviewed surveillance footage of the Epstein home, participated in and had knowledge of the search warrant executed on the Epstein home, and testified regarding the case before the Florida state grand jury against Epstein. Detective Recarey's investigation

revealed that not one of the alleged Epstein victims ever mentioned Ms. Maxwell's name and she was never considered a suspect by the government. None of Epstein's alleged victims said they had seen Ms. Maxwell at Epstein's house, nor said they had been "recruited by her," nor paid any money by her, nor told what to wear or how to act by her. Indeed, none of Epstein's alleged victims ever reported to the government they had met or spoken to Ms. Maxwell. Maxwell was not seen coming or going from the house during the law enforcement surveillance of Epstein's home. The arrest warrant did not mention Ms. Maxwell and her name was never mentioned before the grand jury. No property belonging to Maxwell, including "sex toys" or "child pornography," was seized from Epstein's home during execution of the search warrant. Detective Recarey, when asked to describe "everything that you believe you know about Ghislaine Maxwell's sexual trafficking conduct," replied, "I don't." He confirmed he has no knowledge about Ms. Maxwell sexually trafficking anybody. Detective Recarey also has no knowledge of Plaintiff's conduct that is subject of this lawsuit.

49. **No nude photograph of Plaintiff was displayed in Epstein's home.** Epstein's housekeeper, Juan Alessi, "never saw any photographs of Virginia Roberts in Mr. Epstein's house." Detective Recarey entered Epstein's home in 2002 to install security cameras to catch a thief and did not observe any "child pornography" within the home, including on Epstein's desk in his office.

50. **Plaintiff intentionally destroyed her "journal" and "dream journal" regarding her "memories" of this case in 2013 while represented by counsel.** Plaintiff drafted a "journal" describing individuals to whom she claims she was sexually trafficked as well as her memories and thoughts about her experiences with Epstein. In 2013, she and her husband created a bonfire in her backyard in Florida and burned the journal together with other documents in her

possession. *Id.* Plaintiff also kept a “dream journal” regarding her thoughts and memories that she possessed in January 2016. To date, Plaintiff cannot locate the “dream journal.”

51. **Plaintiff publicly peddled her story beginning in 2011.** Plaintiff granted journalist Sharon Churcher extensive interviews that resulted in seven (7) widely distributed articles from March 2011 through January 2015. Churcher regularly communicated with plaintiff and her “attorneys or other agents” from “early 2011” to “the present day.” Plaintiff received approximately \$160,000 for her stories and pictures that were published by many news organizations.

52. **Plaintiff drafted a 144-page purportedly autobiographical book manuscript in 2011 which she actively sought to publish.** In 2011, contemporaneous with her Churcher interviews, plaintiff drafted a book manuscript which purported to document plaintiff’s experiences as a teenager in Florida, including her interactions with Epstein and Maxwell. Plaintiff communicated with literary agents, ghost writers and potential independent publishers in an effort to get her book published. She generated marketing materials and circulated those along with book chapters to numerous individuals associated with publishing and the media.

53. **Plaintiff’s publicly filed “lurid” CVRA pleadings initiated a media frenzy and generated highly publicized litigation between her lawyers and Alan Dershowitz.** On December 30, 2014, plaintiff, through counsel, publicly filed a joinder motion that contained her “lurid allegations” about Ms. Maxwell and many others, including Alan Dershowitz, Prince Andrew, Jean-Luc Brunel. The joinder motion was followed by a “corrected” motion and two further declarations in January and February 2015, which repeated many of plaintiff’s claims. These CVRA pleadings generated a media maelstrom and spawned highly publicized litigation between plaintiff’s lawyers, Edwards and Cassell, and Alan Dershowitz. After plaintiff publicly

alleged Mr. Dershowitz of sexual misconduct, Mr. Dershowitz vigorously defended himself in the media. He called plaintiff a liar and accused her lawyers of unethical conduct. In response, attorneys Edwards and Cassell sued Dershowitz who counterclaimed. This litigation, in turn, caused additional media attention by national and international media organizations.

54. Plaintiff formed non-profit Victims Refuse Silence to attract publicity and speak out on a public controversy. In 2014, plaintiff, with the assistance of the same counsel, formed a non-profit organization, Victims Refuse Silence. According to plaintiff, the purpose of the organization is to promote plaintiff's professed cause against sex slavery. The stated goal of her organization is to help survivors surmount the shame, silence, and intimidation typically experienced by victims of sexual abuse. Plaintiff attempts to promote Victims Refuse Silence at every opportunity. For example, plaintiff participated in an interview in New York with ABC to promote the charity and to get her mission out to the public.

Dated: January 6, 2017

Respectfully submitted,

/s/ Laura A. Menninger

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CERTIFICATE OF SERVICE

I certify that on January 6, 2017, I electronically served this *Defendant's Statement of Material Undisputed Facts Pursuant to Local Civil Rule 56.1* via ECF on the following:

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UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

-----X
VIRGINIA L. GIUFFRE,
Plaintiff,
v.
GHISLAINE MAXWELL,
Defendant.
-----X

15-cv-07433-RWS

**Memorandum of Law in Support of Defendant's
Motion for Summary Judgment**

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Defendant Ghislaine Maxwell moves under Federal Rule of Civil Procedure 56 for summary judgment.

PRELIMINARY STATEMENT

FACTS

The following facts are undisputed. Additional undisputed facts are set forth in specific argument sections. All paragraphs containing undisputed facts will be sequentially numbered.

1. **Ms. Maxwell's response to publications of plaintiff's false allegations: the March 2011 statement.** In early 2011 plaintiff in two British tabloid interviews made numerous false and defamatory allegations against Ms. Maxwell. EXHIBITS A-B.¹ In the articles, plaintiff made no direct allegations that Ms. Maxwell was involved in any improper conduct with Jeffrey Epstein, who had pleaded guilty in 2007 to procuring a minor for prostitution.² Nonetheless, plaintiff suggested that Ms. Maxwell worked with Epstein and may have known about the crime for which he was convicted. *See generally* EXHIBITS A-B.

2. In the articles, plaintiff alleged she had sex with Prince Andrew, "a well-known businessman," a "world-renowned scientist," a "respected liberal politician," and a "foreign head of state." *Id.* at 5.

3. In response to the allegations Ms. Maxwell's British attorney, working with Mr. Gow, issued a statement on March 9, 2011, denying "the various allegations about [Ms. Maxwell] that have appeared recently in the media. These allegations are all entirely false." EXHIBIT C.

4. The statement read in full:

¹The articles were attached as exhibits to the author Sharon Churcher's declaration in support of her motion to quash an SDT issued to her. *See* Doc.216-2 & 216-3.

²Doc.1 ¶¶ 11, 14.

Statement on Behalf of Ghislaine Maxwell

By Devonshires Solicitors, PRNE
Wednesday, March 9, 2011

London, March 10, 2011 - Ghislaine Maxwell denies the various allegations about her that have appeared recently in the media. *These allegations are all entirely false.*

It is unacceptable that letters sent by Ms Maxwell's legal representatives to certain newspapers pointing out the truth and asking for the allegations to be withdrawn have simply been ignored.

In the circumstances, *Ms Maxwell is now proceeding to take legal action against those newspapers.*

"I understand newspapers need stories to sell copies. It is well known that certain newspapers live by the adage, "why let the truth get in the way of a good story." However, *the allegations made against me are abhorrent and entirely untrue* and I ask that they stop," said Ghislaine Maxwell.

"A number of newspapers have shown a complete lack of accuracy in their reporting of this story and a failure to carry out the most elementary investigation or any real due diligence. I am now taking action to clear my name," she said.

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EXHIBIT C (emphasis supplied; capitalization altered). We refer to this as "the March 2011 statement."

5. **Plaintiff's gratuitous and "lurid" accusations in an unrelated action.** In 2008 two alleged victims of Epstein brought an action under the Crime Victims' Rights Act against the United States government purporting to challenge Epstein's plea agreement. They alleged the government violated their CVRA rights by entering into the agreement. *See* EXHIBIT D, at 2.

6. Seven years later, on December 30, 2014, Ms. Giuffre moved to join the CVRA action, claiming she, too, had her CVRA rights violated by the government. On January 1, 2015, Ms. Giuffre filed a “corrected” joinder motion. EXHIBIT D, at 1, 9.

7. The issue presented in her joinder motion was narrow: whether she should be permitted to join the CVRA action as a party under Federal Rule of Civil Procedure 21, specifically, whether she was a “known victim[] of Mr. Epstein and the Government owed them CVRA duties,” EXHIBIT E, at 5. Yet, the court noted, “the bulk of the [motion] consists of copious factual details that [plaintiff] and [her co-movant] ‘would prove . . . if allowed to join.’” *Id.* (brackets omitted). Ms. Giuffre gratuitously included provocative and “lurid details” of her alleged sexual activities as an alleged victim of sexual trafficking. *Id.*

8. At the time they filed the motion, Ms. Giuffre and her lawyers knew that the media had been following the Epstein criminal case and the CVRA action. While they deliberately filed the motion without disclosing Ms. Giuffre’s name, claiming the need for privacy and secrecy, they made no attempt to file the motion under seal. Quite the contrary, they filed the motion publicly. EXHIBIT D, at 1 & n.1.

9. As the district court noted in ruling on the joinder motion, Ms. Giuffre “name[d] several individuals, and she offers details about the type of sex acts performed and where they took place.” EXHIBIT E, at 5. The court ruled that “these lurid details are unnecessary”: “The factual details regarding whom and where the Jane Does engaged in sexual activities are immaterial and impertinent . . . , especially considering that these details involve *non-parties* who are not related to the respondent Government.” *Id.* Accordingly, “[t]hese unnecessary details shall be stricken.” *Id.* The court then struck all Ms. Giuffre’s factual allegations relating to her alleged sexual activities and her allegations of misconduct by non-parties. *Id.* at 5-6. The court

said the striking of the “lurid details” was a sanction for Ms. Giuffre’s improper inclusion of them in the motion. *See id.* at 6-7.

10. The district court found not only that the “lurid details” were unnecessary but also that the entire joinder motion was “entirely unnecessary,” *id.* at 7. Ms. Giuffre and her lawyers knew the motion with all its “lurid details” was unnecessary because, as the court pointed out, the motion itself recognized that she would be able to participate as a fact witness to achieve the same result she sought as a party. *See id.* at 7-8; *see also id.* at 8 (noting that in the motion, Ms. Giuffre’s lawyers said that “regardless of whether this Court grants the . . . Motion, ‘they will call [her] as a witness at any trial’”). The court denied plaintiff’s joinder motion. *Id.* at 10.

11. One of the non-parties Ms. Giuffre “named” repeatedly in the joinder motion was Ms. Maxwell. EXHIBIT D, at 3-6. According to the “lurid details” of Ms. Giuffre included in the motion, Ms. Maxwell personally was involved in a “sexual abuse and sex trafficking scheme” created by Epstein:

- Ms. Maxwell “approached” plaintiff in 1999 when plaintiff was “fifteen years old” to recruit her into the scheme. *Id.* at 3.
- Ms. Maxwell was “one of the main women” Epstein used to “procure under-aged girls for sexual activities.” *Id.*
- Ms. Maxwell was a “primary co-conspirator” with Epstein in his scheme. *Id.*
- She “persuaded” plaintiff to go to Epstein’s mansion “in a fashion very similar to the manner in which Epstein and his other co-conspirators coerced dozens of other children.” *Id.*
- At the mansion, when plaintiff began giving Epstein a massage, he and Ms. Maxwell “turned it into a sexual encounter.” *Id.*
- Epstein “with the assistance of” Ms. Maxwell “converted [plaintiff] into . . . a ‘sex slave.’” *Id.* Plaintiff was a “sex slave” from “about 1999 through 2002.” *Id.*
- Ms. Maxwell also was a “co-conspirator in Epstein’s sexual abuse.” *Id.* at 4.

- Ms. Maxwell “appreciated the immunity” she acquired under Epstein’s plea agreement, because the immunity protected her from prosecution “for the crimes she committed in Florida.” *Id.*
- Ms. Maxwell “participat[ed] in the sexual abuse of [plaintiff] and others.” *Id.*
- Ms. Maxwell “took numerous sexually explicit pictures of underage girls involved in sexual activities, including [plaintiff].” *Id.* She shared the photos with Epstein. *Id.*
- As part of her “role in Epstein’s sexual abuse ring,” Ms. Maxwell “connect[ed]” Epstein with “powerful individuals” so that Epstein could traffick plaintiff to these persons. *Id.*
- Plaintiff was “forced to have sexual relations” with Prince Andrew in “[Ms. Maxwell’s] apartment” in London. *Id.* Ms. Maxwell “facilitated” plaintiff’s sex with Prince Andrew “by acting as a ‘madame’ for Epstein.” *Id.*
- Ms. Maxwell “assist[ed] in internationally trafficking” plaintiff and “numerous other young girls for sexual purposes.” *Id.*
- Plaintiff was “forced” to watch Epstein, Ms. Maxwell and others “engage in illegal sexual acts with dozens of underage girls.” *Id.*

12. In the joinder motion, plaintiff also alleged she was “forced” to have sex with Harvard law professor Alan Dershowitz, “model scout” Jean Luc Brunel, and “many other powerful men, including numerous prominent American politicians, powerful business executives, foreign presidents, a well-known Prime Minister, and other world leaders.” *Id.* at 4-6.

13. Plaintiff said after serving for four years as a “sex slave,” she “managed to escape to a foreign country and hide out from Epstein and his co-conspirators for years.” *Id.* at 3.

14. Plaintiff suggested the government was part of Epstein’s “conspiracy” when it “secretly” negotiated a non-prosecution agreement with Epstein precluding federal prosecution of Epstein and his “co-conspirators.” *Id.* at 6. The government’s secrecy, plaintiff alleged, was motivated by its fear that plaintiff would raise “powerful objections” to the agreement that would have “shed tremendous public light on Epstein and other powerful individuals. *Id.* at 6-7.

15. Notably, the other “Jane Doe” who joined plaintiff’s motion who alleged she was sexually abused “many occasions” by Epstein was unable to corroborate any of plaintiff’s allegations. *See id.* at 7-8.

16. Also notably, in her multiple and lengthy consensual interviews with Ms. Churcher three years earlier, plaintiff told Ms. Churcher virtually *none* of the details she described in the joinder motion. *See* EXHIBIT A-B.

17. **Ms. Maxwell’s response to plaintiff’s “lurid” accusations: the January 2015 statement.** As plaintiff and her lawyers expected, before District Judge Marra in the CVRA action could strike the “lurid details” of plaintiff’s allegations in the joinder motion, members of the media obtained copies of the motion. *See* EXHIBIT G, at 31:2-36:4 & Depo.Exs.3-4.

18. At Mr. Barden’s direction, on January 2, 2015, Mr. Gow sent to numerous representatives of British media organizations an email containing “a quotable statement on behalf of Ms Maxwell.” EXHIBIT F; EXHIBIT G, at 33:8-23. The email was sent to more than 6 and probably less than 30 media representatives. *See* EXHIBIT G, at 33:8-34:3. It was not sent to non-media representatives. *See id.* at 31:2-35:21.

19. Among the media representatives were Martin Robinson of the Daily Mail; P. Peachey of The Independent; Nick Sommerlad of The Mirror; David Brown of The Times; and Nick Always and Jo-Anne Pugh of the BBC; and David Mercer of the Press Association. *See, e.g.*, EXHIBIT F. These representatives were selected based on their request—after the joinder motion was filed—for a response from Ms. Maxwell to plaintiff’s allegations in the motion. *See, e.g.*, EXHIBIT G, at 30:23-35:21 & Depo.Ex.3.

20. The email to the media members read:

To Whom It May Concern,
Please find attached a quotable statement on behalf of Ms Maxwell.

No further communication will be provided by her on this matter.

Thanks for your understanding.

Best

Ross

Ross Gow

ACUITY Reputation

Jane Doe 3 is Virginia Roberts—so not a new individual. The allegations made by Victoria Roberts against Ghislaine Maxwell are untrue. The original allegations are not new and have been fully responded to and shown to be untrue.

Each time the story is re told [sic] it changes with new salacious details about public figures and world leaders and now it is alleged by Ms Roberts [sic] that Alan Derschowitz [sic] is involved in having sexual relations with her, which he denies.

Ms Roberts claims are obvious lies and should be treated as such and not publicised as news, as they are defamatory.

Ghislaine Maxwell's original response to the lies and defamatory claims remains the same. Maxwell strongly denies allegations of an unsavoury nature, which have appeared in the British press and elsewhere and reserves her right to seek redress at the repetition of such old defamatory claims.

EXHIBIT F (emphasis supplied). We refer to this email as “the January 2015 statement.”

21. Mr. Barden, who prepared the January 2015 statement, did not intend it as a traditional press release solely to disseminate information to the media. So he intentionally did engage a public relations firm, such as Mr. Gow's firm Acuity Reputation, to prepare the statement. *See* EXHIBIT K ¶¶ 10,15.

22. The January 2015 statement served two purposes. First, Mr. Barden intended that it mitigate the harm to Ms. Maxwell's reputation from the press's republication of plaintiff's false allegations. He believed this could be accomplished by suggesting to the media that, among other things, they should subject plaintiff's allegations to inquiry and scrutiny. For example, he noted in the statement that plaintiff's allegations changed dramatically over time, suggesting that they are “obvious lies” and therefore should not be “publicised as news.” *Id.* ¶ 11.

23. Second, Mr. Barden intended the January 2015 statement to be “a shot across the bow” of the media, which he believed had been unduly eager to publish plaintiff’s allegations without conducting any inquiry of their own. Accordingly, in the statement he repeatedly noted that plaintiff’s allegations were “defamatory.” In this sense, the statement was intended as a cease and desist letter to the media-recipients, letting the media-recipients understand the seriousness with which Ms. Maxwell considered the publication of plaintiff’s obviously false allegations and the legal indefensibility of their own conduct. *Id.* ¶ 17.

24. Consistent with those two purposes, Mr. Gow’s emails prefaced the statement with the following language: “Please find attached a *quotable statement* on behalf of Ms Maxwell” (emphasis supplied). The statement was intended to be a single, one-time-only, comprehensive response—quoted in full—to plaintiff’s December 30, 2014, allegations that would give the media Ms. Maxwell’s response. *Id.* ¶ 19. The purpose of the prefatory statement was to inform the media-recipients of this intent. *Id.*

25. Plaintiff’s activities to bring light to the rights of victims of sexual abuse.

Plaintiff has engaged in numerous activities to bring attention to herself, to the prosecution and punishment of wealthy individuals such as Epstein, and to her claimed interest of bringing light to the rights of victims of sexual abuse.

26. Plaintiff created an organization, Victims Refuse Silence, Inc., a Florida corporation, directly related to her alleged experience as a victim of sexual abuse. Doc.1 ¶¶ 24-25.

27. The “goal” of Victims Refuse Silence “was, and continues to be, to help survivors surmount the shame, silence, and intimidation typically experienced by victims of sexual abuse.” *Id.* ¶ 25. Toward this end, plaintiff has “dedicated her professional life to helping victims of sex trafficking.” *Id.*

28. Plaintiff repeatedly has sought out media organizations to discuss her alleged experience as a victim of sexual abuse. *See* This Motion at ¶¶ 51-54.

29. As discussed above, on December 30, 2014, plaintiff publicly filed an “entirely unnecessary”³ joinder motion laden with what Judge Marra described as “unnecessary,”⁴ “lurid details”⁵ about being “sexually abused” as a “minor victim[]” by wealthy and famous men and being “trafficked” all around the world as a “sex slave.” EXHIBIT D, at 1 n.1, 3-6.

30. The plaintiff’s alleged purpose in filing the joinder motion was to “vindicate” her rights under the CVRA, expose the government’s “secretly negotiated” “non-prosecution agreement” with Epstein, “*shed tremendous public light*” on Epstein and “other powerful individuals” that would undermine the agreement, and support the CVRA plaintiffs’ request for documents that would show how Epstein “used his powerful political and social connections to secure a favorable plea deal” and the government’s “motive” to aid Epstein and his “co-conspirators.” *See* EXHIBIT D, at 1, 6-7, 10 (emphasis supplied).

31. Plaintiff has written the manuscript of a book she has been trying to publish detailing her alleged experience as a victim of sexual abuse and of sex trafficking in Epstein’s alleged “sex scheme.” EXHIBIT KK.

32. **Republication alleged by plaintiff.** Plaintiff⁶ was required by Interrogatory No. 6 to identify any false statements attributed to Ms. Maxwell that were “published globally, including

³EXHIBIT E, at 7.

⁴*Id.* at 5.

⁵*Id.*

⁶The undisputed facts relevant to this Motion are contained in the Facts section, above, and within each argument as appropriate. The undisputed facts will be sequentially numbered throughout this Motion.

within the Southern District of New York,” as plaintiff alleged in Paragraph 9 of Count I of her complaint. In response, plaintiff identified the January 2015 statement and nine instances in which various news media published portions of the January 2015 statement in news articles or broadcast stories. EXHIBIT H, at 7-8; EXHIBIT I, at 4.

33. In none of the nine instances was there any publication of the entire January 2015 statement. *See* EXHIBIT H, at 7-8; EXHIBIT I, at 4.

34. Ms. Maxwell and her agents exercised no control or authority over any media organization, including the media identified in plaintiff’s response to Interrogatory No. 6, in connection with the media’s publication of portions of the January 2015 statement. EXHIBIT J ¶ 24; EXHIBIT K ¶¶ 2-3..

35. **Plaintiff’s defamation action against Ms. Maxwell.** Eight years after Epstein’s guilty plea, plaintiff brought this action, repeating many of the allegations she made in her CVRA joinder motion. *See* Doc.1 ¶ 9.

36. The complaint alleged that the January 2015 statement “contained the following deliberate falsehoods”:

- (a) That Giuffre’s sworn allegations “against Ghislaine Maxwell are untrue.”
- (b) That the allegations have been “shown to be untrue.”
- (c) That Giuffre’s “claims are obvious lies.”

Doc.1 ¶ 30 (boldface and underscoring omitted).

SUMMARY JUDGMENT STANDARD

“[C]ourts should not be reluctant to grant summary judgment in appropriate cases. ‘One of the principal purposes of the summary judgment rule is to isolate and dispose of factually insupportable claims,’ thereby permitting courts to avoid ‘protracted, expensive and harassing trials.’” *Don King Prods., Inc. v. Douglas*, 742 F. Supp. 778, 780 (S.D.N.Y. 1990) (quoting

Celotex Corp. v. Catrett, 477 U.S. 317, 323-24 (1986), and *Meiri v. Dacon*, 759 F.2d 989, 998 (2d Cir. 1985)). Where summary judgment is sought under Article I, Section 8, of the New York Constitution, the New York Court of Appeals has declared, “we reaffirm our regard for the particular value of summary judgment, where appropriate, in libel cases,” *Immuno AG v. Moor-Jankowski*, 567 N.E.2d 1270, 1282 (N.Y. 1991), particularly when as here a defendant is challenging a defamation claim under the “independent State law approach” articulated in *Immuno AG* that might make summary disposition more likely than under a federal approach, *see id.*

Summary judgment is appropriate where “there is no genuine issue as to any material fact and . . . the moving party is entitled to a judgment as a matter of law.” Fed. R. Civ. P. 56(c). The relevant inquiry on application for summary judgment is “whether the evidence presents a sufficient disagreement to require submission to a jury or whether it is so one-sided that one party must prevail as a matter of law.” *Anderson v. Liberty Lobby, Inc.*, 477 U.S. 242, 251-52 (1986).

“[T]he mere existence of *some* alleged factual dispute between the parties will not defeat an otherwise properly supported motion for summary judgment; the requirement is that there be no *genuine* issue of *material* fact.” *Id.* at 247-48. The substantive law determines what facts are material. *Id.* at 248. “Only disputes over facts that might affect the outcome of the suit under the governing law will properly preclude the entry of summary judgment. Factual disputes that are irrelevant or unnecessary will not be counted.” *Id.* A dispute about a material fact is “genuine” if the evidence is such that a reasonable jury could return a verdict for the nonmoving party.” *Id.*

In the face of a properly supported summary judgment motion, the plaintiff may not “rest on [the] allegations” in her complaint. *Id.* at 249. The trial court’s function is to determine

whether there is a genuine issue for trial, and “there is no issue for trial unless there is sufficient evidence favoring the nonmoving party for a jury to return a verdict for that party.” *Id.*

“[T]he plain language of Rule 56(c) mandates the entry of summary judgment . . . against a party who fails to make a showing sufficient to establish the existence of an element essential to that party’s case, and on which that party will bear the burden of proof at trial.” *Celotex Corp. v. Catrett*, 477 U.S. 317, 322 (1986). In such a situation, “there can be ‘no genuine issue as to any material fact,’ since a complete failure of proof concerning an essential element of the nonmoving party’s case necessarily renders all other facts immaterial. The moving party is ‘entitled to a judgment as a matter of law’ because the nonmoving party has failed to make a sufficient showing on an essential element of her case with respect to which she has the burden of proof.” *Id.* at 323; *see* Fed. R. Civ. P. 56 advisory committee’s notes (2010 amendments) (restoration of “*shall* grant summary judgment” was intended to “express the direction to grant summary judgment, and “avoids the unintended consequences of any other word”).

ARGUMENT

- I. Ms. Maxwell is not liable for republications of her January 2015 statement that she did not authorize or request and by entities she did not control.**
 - A. Summary judgment is warranted to the extent plaintiff seeks to impose liability on any media’s republication of all or a portion of the January 2015 statement.**

Messrs. Barden and Gow, acting on behalf of Ms. Maxwell, caused the January 2015 statement to be transmitted—published—to various individuals employed by media organizations. The question presented in this Argument I is whether Ms. Maxwell is liable for any republication of all or a portion of the January 2015 statement by the media. Under New York law, the answer is no.

Liability for a republication “must be based on *real authority to influence the final product.*” *Davis v. Costa-Gavras*, 580 F. Supp. 1082, 1096 (S.D.N.Y. 1984) (emphasis supplied).

“[W]here a defendant ‘had no actual part in composing or publishing,’ he cannot be held liable ‘without disregarding the settled rule of law that no man is bound for the tortious act of another over whom he has not a master’s power of control.’” *Id.* (quoting *Folwell v. Miller*, 145 F. 495, 497 (2d Cir. 1906)); see *Geraci v. Probst*, 938 N.E.2d 917, 921 (N.Y. 2010) (holding that defendant was not liable for republication, in part because “there is no indication that Probst had any control over whether or not Newsday published the article”). “Conclusive evidence of lack of actual authority [is] sufficiently dispositive that the [trial court] ‘ha[s] no option but to dismiss the case’” *Id.* (quoting *Rinaldi v. Viking Penguin, Inc.*, 420 N.E.2d 377, 382 (N.Y. 1981)).

As the New York Court of Appeals held in *Geraci*:

It is too well settled to be now questioned that one who . . . prints and publishes a libel[] is not responsible for its voluntary and unjustifiable repetition, without his authority or request, by others over whom he has no control and who thereby make themselves liable to the person injured, and that such repetition cannot be considered in law a necessary, natural and probable consequence of the original slander or libel.

938 N.E.2d at 921 (internal quotations and citation omitted). The rationale behind this rule is that “each person who repeats the defamatory statement is responsible for the resulting damages.” *Id.* (internal quotations omitted).

With the goal of garnering maximum publicity and defaming Ms. Maxwell, Ms. Giuffre filed an “entirely unnecessary”⁷ joinder motion with “lurid details” about sexual acts for the purpose of attracting the attention of the public, which was ““curious, titillated or intrigued””⁸ about alleged sexual acts and relationships among the rich and famous. In defense of Ms. Maxwell’s reputation, Messrs. Barden and Gow responded with the January 2015 statement.

⁷EXHIBIT E, at 7.

⁸*Time, Inc. v. Firestone*, 424 U.S. 448, 488 n.1 (1976) (Marshall, J., dissenting) (quoting *Firestone v. Time, Inc.*, 271 So. 2d 745, 752 (Fla. 1972)).

The email transmitting the statement explained it was “a *quotable statement* on behalf of Ms Maxwell” and “[n]o further communication will be provided by her on this matter.”

EXHIBIT F (emphasis supplied). The media representatives were notified that if they intended to use the statement, it was to be quoted in its entirety. *See* This Motion ¶ 24, at 8. Ms. Maxwell and Messrs. Barden and Gow had no ability to control whether or how the media-recipients would use the statement, and they made no effort to control whether or how they would use the statement. EXHIBIT K ¶¶ 2-3; EXHIBIT J ¶ 24.

Ms. Maxwell is not responsible for any republication of the January 2015 statement, whether it was republished in whole or in part,⁹ since she had no authority or control over any media that published any portion of it. In the words of this Court, she had no “real authority to influence the final product,” *Davis*, 580 F. Supp. at 1096.

The media’s *selective, partial* republication of the statement is more problematic yet. An original publisher of a statement cannot be charged with a republisher’s “editing and excerpting of her statement.” *Rand v. New York Times Co.*, 430 N.Y.S.2d 271, 275 (App. Div. 1980). The rule applies with even greater force where as here a defamation claim is grounded on the expression of opinion: An individual “cannot be liable for the republication of a derogatory but constitutionally protected opinion when the foundation upon which that opinion is based is omitted. The defamatory remark should be ‘read against the background of its issuance.’” *Id.* (quoting *Mencher v. Chesley*, 75 N.E.2d 257, 259 (N.Y. 1947), and citing *James v. Gannett Co.*, 353 N.E.2d 834, 838 (N.Y. 1976)).

⁹Plaintiff has not disclosed under Fed. R. Civ. P. 26(a)(1)(A)(ii) any republication of the entirety of the January 2015 statement. In response to our discovery requests requiring her to identify republications of all or a portion of the statement, plaintiff identified no republication of the entirety of the statement.

The rationale for this rule is found in the New York Court of Appeals' explanation of how an original publisher's allegedly defamatory statement should be interpreted:

The statement complained of will be read against the background of its issuance with respect to the circumstances of its publication. It is the duty of the court, in an action for libel, to understand the publication in the same manner that others would naturally do. *The construction which it behooves a court of justice to put on a publication which is alleged to be libelous is to be derived as well from the expressions used as from the whole scope and apparent object of the writer.*

James, 353 N.E.2d at 838 (emphasis supplied; citations and internal quotations omitted).

The January 2015 statement was intended to be read *by the media-recipient*s in its entirety. **One**, it was intended to be a comprehensive, one-time-only response to all of plaintiff's lurid and false allegations of sexual and other misconduct by Ms. Maxwell. *See* EXHIBIT J ¶ 13. **Two**, the statement was complex in that it could not be quoted partially and out of context and still convey the intended meaning. Among other things, the statement was intended to show *why* plaintiff could not be believed—why her allegations are “obvious lies”—by pointing out how her story changed each time she retold the story. As Mr. Barden explains:

Selective and partial quotation and use of the statement would dissuade my purposes. It was intended to address Plaintiff's behavior and allegations against Ms. Maxwell on a broad scale, that is to say, Plaintiff's history of making false allegations and innuendo to the media against Ms. Maxwell. This is why the statement references Plaintiff's “original allegations” and points out that her story “changes”—i.e. is embellished—over time including the allegations “now” that Professor Dershowitz allegedly had sexual relations with her. This is why I distinguished in the statement between Plaintiff's “original” allegations and her “new,” joinder-motion allegations, which differed substantially from the original allegations. And this is why I wrote, “Each time the story is re told [sic] it changes with new salacious details about public figures and world leaders and now it is alleged by [Plaintiff] that Alan Derschowitz [sic] is involved in having sexual relations with her, which he denies.” (Emphasis supplied.) Having established the dramatic difference between Plaintiff's two sets of allegations, which suggested she was fabricating more and more-salacious allegations as she had more time to manufacture them, I added the third paragraph: “[Ms. Giuffre's] claims are obvious lies and should be treated as such and not publicised as news, as they are defamatory.” (Emphasis supplied.) I believed then, and believe now, that it was and remains a fair inference and conclusion that her claims were and are “obvious

lies.” As noted, her claims not to have slept with Prince Andrew and to have slept with Prince Andrew are a classic example of an obvious lie. One or other account is on the face of it a lie.

EXHIBIT J ¶ 20. That Mr. Barden on behalf of Ms. Maxwell was expressing his *opinion*—in the form of a legal argument—as a lawyer would be lost if words and phrases are extracted from and used outside the context of the January 2015 statement. Yet, this is precisely what the media did in their articles on the statement and what plaintiff did in her complaint (*see* Doc.1 ¶ 30).

Finally, the statement was intended to be a “shot across the bow” of the media-recipients so that they understood the seriousness with which Ms. Maxwell considered the publication of plaintiff’s obviously false allegations and the legal indefensibility of their own conduct. *See id.*

¶ 17. Selectively excerpting from the statement would seriously undermine this purpose by changing the force of the message to the media-recipients.

Under these circumstances, selective, partial and out-of-context republication of Mr. Barden’s deliberate and carefully crafted message to the media-representatives, as a matter of law, cannot result in defamation liability for Ms. Maxwell. Accordingly, the Court should enter partial summary judgment.

B. Because plaintiff is a limited public figure, imposing liability upon Ms. Maxwell for republication of the January 2015 statement would violate the First Amendment.

As this Court recognized in *Davis, New York Times v. Sullivan*¹⁰ and its progeny “preclude states from imposing liability without fault in actions for defamation, especially by public figures.” 580 F. Supp. at 1097 (citing, *inter alia*, *Gertz v. Robert Welch, Inc.*, 418 U.S. 323 (1974)). This principle precludes the imposition of liability for republication of an allegedly

¹⁰376 U.S. 254 (1964).

defamatory statement on a party who had no “actual . . . responsibility for the decision to republish” the statement. *Id.*

A public figure includes a person who “voluntarily injects himself or is drawn into a particular public controversy and thereby becomes a public figure for a limited range of issues.” *Gertz*, 418 U.S. at 351; *see, e.g., James*, 353 N.E.2d at 839 (public figure includes those who have “thrust themselves to the forefront of particular public controversies in order to influence the resolution of the issues involved”). The evidence that plaintiff is a public figure is overwhelming, particularly in connection with the subject matters and issues addressed by and underlying the January 2015 statement. *See This Motion* ¶¶ 51-54.

In the case at bar, Ms. Maxwell and her agents had no responsibility for any media organization’s decision to republish the January 2015 statement, and they did not participate in any such decision. *See EXHIBITS J* ¶ 24 & *K* ¶¶ 2-3. Liability for republication by media organizations of the January 2015 statement therefore is precluded under the First Amendment.

C. Plaintiff should be barred from introducing into evidence any republication of an excerpt from the January 2015 statement.

In *Geraci*, the plaintiff suggested in a letter to the Long Island fire district where defendant was a commissioner that defendant had engaged in self-dealing in the district’s purchase of fire trucks. At trial the plaintiff sought to introduce into evidence portions of a Newsday article that republished parts of the defendant’s letter. Defense counsel objected, arguing it was inflammatory and prejudicial. Plaintiff’s counsel later argued the article “was not being offered as a republication, but on the issue of damages to show how far the allegations had circulated.” 938 N.E.2d at 920. Additionally, plaintiff’s counsel argued that the defendant “should have reasonably anticipated” that his letter to the fire district “would be newsworthy.” *Id.* The trial court admitted the article, and the Appellate Division affirmed.

The New York Court of Appeals reversed. The risk of admitting such evidence, the court held, is the jury may “charge against defendant a separate, distinct libel (not pleaded in [the] complaint) by someone else, contrary to the rule that [t]he original publisher of a libel is not responsible for its subsequent publication by others.” *Geraci*, 938 N.E.2d at 921. Accordingly, the court held, “[A]bsent a showing that [defendant] *approved or participated in some other manner in the activities of the third-party republisher*[,]’ there is no basis for allowing the jury to consider the article containing the republished statement as a measure of plaintiff’s damages attributable to defendants.” *Id.* (emphasis supplied; quoting *Karaduman v. Newsday, Inc.*, 416 N.E.2d 557, 560 (1980)).

Neither Ms. Maxwell nor her agents approved or participated in any activity of any media organization in its decision to publish or not to publish any part of the January 2015 statement. EXHIBIT J ¶ 2; K ¶¶ 2-3.. Accordingly, “there is no basis for allowing the jury to consider [any] article containing the republished statement as a measure of plaintiff’s damages attributable to [Ms. Maxwell],” *id.* Plaintiff should be barred from introducing any evidence of any republication of the January 2015 statement by any non-party. *See, e.g., Soley v. Wasserman*, No. 8 CIV. 9262 KMW FM, 2013 WL 3185555, at *8 (S.D.N.Y. June 21, 2013) (precluding plaintiff from adducing evidence intended to establish claim on which court had entered partial summary judgment).

II. Summary judgment is warranted under the New York Constitution.

A. The January 2015 statement constitutes nonactionable opinion.

“Whether particular words are defamatory presents a legal question to be resolved by the court in the first instance.” *Germain v. M & T Bank Corp.*, 111 F. Supp. 3d 506, 534 (S.D.N.Y. 2015) (brackets omitted; quoting *Celle v. Filipino Reporter Enters. Inc.*, 209 F.3d 163,

177 (2d Cir. 2000)); *accord, e.g., Aronson v. Wiersma*, 483 N.E.2d 1138, 1139 (N.Y. 1985). New York defamation law applies. Doc.37 at 6 n.2.

“It is a settled rule that expressions of an opinion false or not, libelous or not, are constitutionally protected and may not be the subject of private damage actions.” *Steinhilber v. Alphonse*, 501 N.E.2d 550, 550 (N.Y. 1986) (internal quotations omitted). Whether a challenged statement is fact or opinion is a question of law to be decided by the Court. *Enigma Software Grp. USA, LLC v. Bleeping Computer LLC*, No. 16 CIV. 57 (PAE), 2016 WL 3773394, at *11 (S.D.N.Y. July 8, 2016); *accord, e.g., Steinhilber*, 501 N.E.2d at 553.

In *Immuno AG v. Moor-Jankowski*,¹¹ the New York Court of Appeals declared that the New York Constitution provides greater protection to opinion than the First Amendment of the United States Constitution. The court recognized that in *Milkovich v. Lorain Journal Co.*, 497 U.S. 1 (1990), the United States Supreme Court reversed a state court decision dismissing a complaint on the ground that the allegedly defamatory statement was nonactionable opinion. The Supreme Court held there is no “wholesale defamation exemption” protecting opinion. The First Amendment analysis under *Milkovich*, the New York court observed, was one-dimensional: the trial court should look first to the allegedly defamatory statement’s specific words as commonly understood and then determine whether the statements were “verifiable”; if the statements were verifiable, then they were actionable statements of fact. *See Immuno AG*, 567 N.E.2d at 1274-75. The Supreme Court’s holding made it clear that it would not consider as part of the First Amendment analysis “the full context of the article in which the challenged statements appear, and the broader social context or setting surrounding the communication.” *Id.* at 1274.

¹¹567 N.E.2d 1270 (N.Y. 1991).

The *Immuno AG* Court of Appeals held that Article I, Section 8, of the New York Constitution required a multidimensional approach to the determination whether an allegedly defamatory statement constitutes constitutionally protected opinion. The court gave numerous reasons. New York’s “expansive” constitutional guarantee of speech was formulated and adopted before the application of the First Amendment to the states; “[i]t has long been our standard in defamation actions” to consider factors beyond whether facts are “verifiable”; and the court was concerned that if “‘type of speech’ is to be construed narrowly[,] . . . insufficient protection may be accorded to central values protected by the law of this State.” *Id.* at 1277-78. The *Immuno AG* court reaffirmed that where a defendant alleges that the subject statement is opinion, *Steinhilber* supplies the analytical framework. *Id.* at 1280.

Steinhilber held that whether an allegedly defamatory statement is fact or nonactionable opinion should be decided based on four factors: (1) an assessment of whether the specific language in issue has a precise meaning which is readily understood or whether it is indefinite and ambiguous; (2) a determination of whether the statement is capable of being objectively characterized as true or false; (3) an examination of the full context of the communication in which the statement appears; and (4) a consideration of the broader social context or setting surrounding the communication including the existence of any applicable customs or conventions which might signal to readers or listeners that what is being read or heard is likely to be opinion, not fact. 501 N.E.2d at 554.

Application of these factors to the January 2015 statement compels the conclusion that the allegedly defamatory words, phrases and clauses are nonactionable opinion.

Whether the specific language in issue has a precise meaning which is readily understood or whether it is indefinite and ambiguous. The three sentences plaintiff alleges are

defamatory are indefinite and ambiguous. The first says plaintiff's "allegations" against Ms. Maxwell are "untrue." But plaintiff has made many dozens of allegations against Ms. Maxwell, and some are provably false. *See* This Motion, at ¶¶ 37-50. The statement does not specify *which* of the allegations are untrue. The second statement is that the "original allegations" have been "shown to be untrue." The "original allegations" were first revealed in the 2011 Churcher articles. Plaintiff made many dozens of allegations "originally." The statement does not specify *which* of the "original" allegations were shown to be untrue. Some *have* been shown to be untrue. *See* This Motion, at 53-65. The third statement is that plaintiff's "claims" are "obvious lies." This too is indefinite and ambiguous. Plaintiff has made many dozens of claims. The statement does not specify which ones are being referenced. More importantly, it does not say how or why some of the claims are "obvious" lies. Regardless, some of plaintiff's claims are "obvious lies." *See* This Motion, at 53-65.

Whether the three sentences in the January 2015 statement are capable of being objectively characterized as true or false. Can the three sentences be characterized as true or false? They cannot, because the statement does not specify which of the many dozens of allegations plaintiff has made are "untrue" and "shown to be untrue," and which of plaintiff's many dozens of "claims" are "obvious lies."

It is axiomatic that the plural form of a word, e.g., "allegations" and "claims," universally denotes—only—"more than one," *People v. Kocsis*, 28 N.Y.S.3d 466, 471 (App. Div. 2016) (emphasis supplied). *See, e.g., Lehman Bros. Commercial Corp. v. Minmetals Int'l Non-Ferrous Metals Trading Co.*, No. 94 CIV. 8301(JFK), 1995 WL 380119, at *6 n.2 (S.D.N.Y. June 26, 1995). So for *Steinhilber* purposes it is dispositive of the fact versus opinion question if we can

identify *two* instances in which plaintiff's allegations or claims¹² are incapable of being proved true or false. Such examples abound. It cannot be proven true or false whether Ms. Maxwell "appreciated the immunity granted"¹³ under the Epstein plea agreement or whether she "act[ed] as a 'madame' for Epstein."¹⁴ That is because these are plaintiff's counsel's arguments or opinions. The January 2015 statement asserts that these allegations/claims are "false" or "obvious lies." That assertion cannot be proven true or false under *Steinhilber*.

The full context of the communication in which the statement appears. This factor "is often the key consideration in categorizing a statement as fact or opinion." *Davis v. Boenheim*, 22 N.E.3d 999, 1006 (N.Y. 2014) (internal quotations omitted).

In deciding whether a statement is defamatory, "[t]he words must be construed in the context of the entire statement or publication as a whole, tested against the understanding of the average reader." *Aronson v. Wiersma*, 483 N.E.2d 1138, 1139 (1985); accord *Elias v. Rolling Stone LLC*, No. 15-CV-5953 (PKC), 2016 WL 3583080, at *6 (S.D.N.Y. June 28, 2016). "It is the duty of the court, in an action for libel, to understand the publication in the same manner that others would naturally do. The construction which it behooves a court of justice to put on a publication which is alleged to be libelous is to be derived as well from the expressions used as

¹²In the context of the January 2015 statement, an "allegation" is synonymous with a "claim." See, e.g., *Maule v. Philadelphia Media Holdings, LLC*, No. CIV.A. 08-3357, 2010 WL 914926, at *10 (E.D. Pa. Mar. 15, 2010); see generally Black's Law Dictionary 68 (5th ed. 1979) (defining "allegation" as "[t]he assertion, *claim*, declaration, or statement of a party to an action, made in a pleading, setting out what he expects to prove"), quoted with approval in *Martin v. City of Oceanside*, 205 F. Supp. 2d 1142, 1147 (S.D. Cal. 2002), *aff'd*, 360 F.3d 1078 (9th Cir. 2004).

¹³EXHIBIT D, at 4.

¹⁴*Id.*

from the whole scope and apparent object of the writer.” *James v. Gannett Co.*, 353 N.E.2d 834, 838 (N.Y. 1976); *accord, e.g., Chau v. Lewis*, 935 F. Supp. 2d 644, 665 (S.D.N.Y. 2013).

In general the trial court should view allegedly defamatory statements from the perspective of the average member of the public. Statements directed to a specific audience, however, are considered from the viewpoint of that audience. Instructive is this Court’s analysis of the perspective from which it should assess an allegedly defamatory article on boxing published to sports readers:

The issue of how the “average reader” would construe the statements is certainly a fair one, for the question of whether statements are defamatory turns on *how the audience to whom the statements are addressed* would interpret them. . . . As the New York State Court of Appeals has explained in [a] boxing-defamation case[]: “The words are to be construed not with the close precision expected from lawyers and judges but as they would be read and understood by the public to which they are addressed. . . .”

Here, the statements in question were addressed to readers of an Internet boxing website and the sports pages of daily newspapers. The statements must be considered from their viewpoint. As Judge Martin . . . held [in *Horne v. Matthews*, No. 97 Civ. 3605(JSM), 1997 WL 598452 (S.D.N.Y. Sept. 25, 1997)]: “An article on the sports page of a newspaper should be viewed *from the perspective of the audience to whom it is addressed, i.e., the understanding of “a sophisticated and sports-conscious reader.”*

Dibella v. Hopkins, No. 01 CIV. 11779 (DC), 2002 WL 31427362, at *2 (S.D.N.Y. Oct. 30, 2002) (emphasis supplied; citation omitted).

The entirety of the email containing the January 2015 statement from Mr. Gow sent to various media representatives reads:

To Whom It May Concern,
Please find attached a quotable statement on behalf of Ms Maxwell.
No further communication will be provided by her on this matter.
Thanks for your understanding.
Best
Ross

Ross Gow
ACUITY Reputation

Jane Doe 3 is Virginia Roberts—so not a new individual. The allegations made by Victoria Roberts [sic] against Ghislaine Maxwell are untrue. The original allegations are not new and have been fully responded to and shown to be untrue.

Each time the story is re told [sic] it changes with new salacious details about public figures and world leaders and *now* it is alleged by Ms Roberts [sic] that Alan Dershowitz [sic] is involved in having sexual relations with her, which he denies.

Ms Roberts claims are obvious lies and should be treated as such and not publicised as news, as they are defamatory.

Ghislaine Maxwell's original response to the lies and defamatory claims remains the same. Maxwell strongly denies allegations of an unsavoury nature, which have appeared in the British press and elsewhere and reserves her right to seek redress at the repetition of such old defamatory claims.

EXHIBIT F (*italics and underscoring supplied*).

Plaintiff listed the underscored clauses/phrases in the Complaint as the “deliberate falsehoods,” Doc.1 ¶ 30, and “false and defamatory statements,” *id.* ¶ 32, plaintiff is suing on.¹⁵ As discussed above, it is improper to remove from their context and isolate allegedly defamatory words, phrases and clauses of sentences from an allegedly defamatory publication. Instead, the allegedly defamatory words, phrases and clauses must be (a) “construed in the context of the entire statement or publication as a whole”;¹⁶ (b) considered “from the whole scope and apparent object of the writer”;¹⁷ and (c) “viewed from the perspective of the audience to whom it is addressed.”¹⁸

The statement was directed at a discrete number of—some 30—members of the media in reply to their request for a response from Ms. Maxwell to Ms. Giuffre's CVRA joinder motion.

¹⁵Plaintiff also alleges that Ms. Maxwell slandered her on January 4, 2015, when responding to a question posed to her while she was on a Manhattan street. Doc.1 ¶ 37. This allegedly defamatory statement is addressed in Argument IV, below.

¹⁶*Aronson*, 483 N.E.2d at 1139.

¹⁷*James*, 353 N.E.2d at 838.

¹⁸*Dibella*, 2002 WL 31427362, at *2.

Mr. Barden, who prepared the January 2015 statement, did not intend the January 2015 statement to be a traditional press release solely to disseminate information to the media. EXHIBIT K ¶ 15. So he did not request that Mr. Gow or any other public relations specialist prepare the statement. *Id.* Instead, Mr. Gow served only as Mr. Barden’s conduit to the media representatives who had requested a response to the joinder motion allegations and who Mr. Barden believed might republish those allegations. *Id.*

Mr. Barden intended the statement to mitigate the harm to Ms. Maxwell’s reputation from the press’s republication of plaintiff’s false allegations. *Id.* ¶ 16. He believed this could be accomplished by suggesting to the media that, among other things, they should subject plaintiff’s allegations to inquiry and scrutiny. *Id.* For example, he noted that plaintiff’s allegations changed dramatically over time, suggesting that they are “obvious lies” and therefore should not be “publicised as news.” *Id.*

Mr. Barden also intended the January 2015 statement to be “a shot across the bow” of the media, which he believed had been unduly eager to publish plaintiff’s allegations without conducting any inquiry of their own. *Id.* ¶ 17. So Mr. Barden stated repeatedly that plaintiff’s allegations were “defamatory.” *Id.* In this sense, the statement was very much intended as a cease and desist letter to the media-recipients, letting the media-recipients understand the seriousness with which Ms. Maxwell considered the publication of plaintiff’s obviously false allegations and the legal indefensibility of their own conduct. *Id.*

Consistent with Mr. Barden’s purposes for the statement, Mr. Gow’s emails prefaced the statement with the following language: “Please find attached a *quotable statement* on behalf of Ms Maxwell” (emphasis supplied). *Id.* ¶ 19. The statement was intended to be a single, one-time-only, comprehensive response—quoted in full—to plaintiff’s December 30, 2014,

allegations that would give the media Ms. Maxwell's response. *Id.* The purpose of the prefatory statement was to inform the media-recipients of this intent. *Id.*

We note that plaintiff in her Complaint makes the same mistake as the *Steinhilber* plaintiff—extracting words and phrases from their opinion context so that she can claim the assertion of a “defamatory” fact. *See* Doc.1 ¶ 30. That is not permissible. *See Steinhilber*, 501 N.E.2d at 555 (“The sentence which plaintiff selects from the message and claims is “factually laden”—impugning her as lacking in “talent, ambition, and initiative”⁵—is preceded and followed by statements which are clearly part of the attempt at humor prevailing throughout . . .”).

The broader social context or setting surrounding the communication, including the existence of any applicable customs or conventions which might signal to readers that what is being read is likely to be opinion, not fact. This factor is concerned with “the factual background” leading up to the preparation of the statement. It is a critical factor here. In December 2014, plaintiff and her lawyers had timed for maximum effect—during the slow news cycle between Christmas and New Year's Day—the public filing of a superfluous motion filled with salacious and provocative allegations of “sexual abuse” and “sexual trafficking” involving wealthy and prominent Americans. Plaintiff deliberately placed Ms. Maxwell in the middle of the abuse and trafficking, alleging that she recruited plaintiff into the sexual abuse/trafficking scheme and engaged in numerous criminal acts.

Importantly, three years earlier when plaintiff was interviewed extensively by Churcher for two lengthy articles published in March 2011, plaintiff's allegations concerning Ms. Maxwell were very much different. In the articles discussing plaintiff's “shocking account”¹⁹ of being

¹⁹EXHIBIT A, at 2.

sexually exploited by Epstein, Prince Andrew and Epstein’s “male peers,”²⁰ plaintiff made virtually *none* of what Judge Marra found were “unnecessary”²¹ and “lurid details”²² about how Ms. Maxwell allegedly had subjected her to sexual abuse and trafficking.

After plaintiff filed the CVRA motion, some thirty reporters contacted Ms. Maxwell’s press representative, Mr. Gow, for Ms. Maxwell’s response. As Ms. Maxwell’s lawyer, Mr. Barden undertook that task. Relying on his knowledge of the 2011 articles publishing plaintiff’s allegations and drawing on his experience and training as a lawyer, Mr. Barden crafted a response with the goal of discrediting plaintiff and what the statement called plaintiff’s “new” allegations. To that end Mr. Barden contrasted plaintiff’s “old” allegations from 2011 with the “new” 2014 allegations. The second paragraph of the statement is indicative of this strategy: “*Each time the story is re told [sic] it changes with new salacious details about public figures and world leaders and now it is alleged by [Ms. Giuffre] that Alan Dershowitz [sic] is involved in having sexual relations with her, which he denies.*” EXHIBIT F (emphasis supplied). Having established the dramatic difference between these sets of allegations suggesting plaintiff was fabricating more and more-salacious allegations as she had more time to manufacture them, Mr. Barden added the third paragraph: “[Ms. Giuffre’s] claims are *obvious lies* and should be treated as such and not publicised as news, as they are defamatory.” *Id.* (emphasis supplied).

Mr. Barden’s arguments constitute “pure opinion,” *Steinhilber*, 501 N.E.2d at 552. They take established and revealed facts—plaintiff’s modest 2011 allegations to a newspaper reporter and plaintiff’s expansive, unnecessary and lurid 2014 allegations in a motion to open the door to

²⁰ *Id.*

²¹ EXHIBIT E, at 5.

²² *Id.*

criminal prosecutions of (and civil lawsuits against) wealthy and prominent men around the world—to draw an obvious inference that plaintiff was (more) truthful in the 2011 articles and engaged in massive manufacturing of fiction in the 2014 joinder motion. There is no limit to the subject matters on which pure opinions may be expressed with constitutional immunity, including whether a person believes another is “lying” or is a “liar.” *See, e.g., Indep. Living Aids, Inc. v. Maxi-Aids, Inc.*, 981 F. Supp. 124, 128 (E.D.N.Y. 1997) (granting summary judgment: “Read in the context of the entire article, Zaretsky’s remarks, calling Sandler and others ‘liars,’ can only be understood as a denial of their accusations. . . . Even the most careless reader must have perceived that the words were no more than rhetorical hyperbole, a vigorous epithet used by Zaretsky who considered himself unfairly treated and sought to bring what he alleged were the true facts to the readers. The epithet ‘liar’ in this context, standing by itself, merely expressed the opinion that anyone who persisted in accusing Zaretsky of improper business practices could not be telling the truth. Since the basis for this opinion was fully set forth, the communication of Zaretsky’s views cannot be libelous.”) (citations, ellipsis, brackets and internal quotations omitted); *see Gross v. New York Times*, 623 N.E.2d 1163, 1169 (N.Y. 1993) (“[E]ven when uttered or published in a . . . serious tone, accusations of criminality could be regarded as mere hypothesis and therefore not actionable if the facts on which they are based are fully and accurately set forth and it is clear to the reasonable reader . . . that the accusation is merely a personal surmise built upon those facts. In all cases, whether the challenged remark concerns criminality or some other defamatory category, the courts are obliged to consider the communication as a whole, as well as its immediate and broader social contexts, to determine whether the reasonable listener . . . is likely to understand the remark as an assertion of provable fact.”).

Mr. Barden's inference from disclosed facts qualifies as "pure opinion," *Steinhilber*, 501 N.E.2d at 552. Accordingly, that Mr. Barden characterized plaintiff's 2014 allegations harshly as "obvious lies" as opposed to "untruths" or some softer term is of no moment. "[U]nder New York law, pure opinion . . . is not actionable because expressions of opinion, as opposed to assertions of fact, are deemed privileged and, no matter how offensive, cannot be the subject of an action for defamation." *Ratajack v. Brewster Fire Dep't, Inc. of the Brewster-SE Joint Fire Dist.*, 178 F. Supp. 3d 118, 158 (S.D.N.Y. 2016) (internal quotations and ellipsis omitted; brackets altered); *accord, e.g., Mann v. Abel*, 885 N.E.2d 884, 885-86 (N.Y. 2008).

The drawing of such inferences would be constitutionally protected even under the standards of the First Amendment that are less protective of opinion than is Article I, Section 8, of the New York Constitution. *See Adelson v. Harris*, 973 F. Supp. 2d 467, 490 (S.D.N.Y. 2013) ("In determining whether a statement constitutes constitutionally protected opinion, courts also look to the specific context of the statement. When looking at a statement's specific context, of particular importance is the principle that when an author outlines the facts available to him, thus making it clear that the challenged statements represent his own interpretation of those facts and leaving the reader free to draw his own conclusions, those statements are generally protected by the First Amendment.") (internal quotations and brackets omitted).

The application of the four *Steinhilber* factors confirms that the three phrases and/or clauses plaintiff alleges are defamatory are in fact part of a statement that taken as a whole constitutes nonactionable opinion. The premise of plaintiff's Complaint is that once she is able to identify references in the January 2015 statement to any assertion of fact that potentially is subject to proof, e.g., the truth or falsity of her many dozens of allegations old and new, then she has a viable defamation claim. That ignores the teaching of *Steinhilber* and *Immuno AG*. As the

Steinhilber court held, “even apparent statements of fact may assume the character of statements of opinion, and thus be privileged, when made in public debate, heated labor dispute, or other circumstances in which an audience may anticipate the use of epithets, fiery rhetoric or hyperbole.” *Id.* (internal quotations and brackets omitted); *see Gross*, 623 N.E.2d at 1169 (“we stress once again our commitment to avoiding the ‘hypertechnical parsing’ of written and spoken words for the purpose of identifying ‘possible “fact[s]” that might form the basis of sustainable libel action”) (quoting *Immuno AG*, 567 N.E.2d at 1282).

To the same effect is this Court’s citation to a Louisiana Supreme Court decision for the proposition that “[w]ords which, taken by themselves, would appear to be a positive allegation of fact, *may be shown by the context to be a mere expression of opinion or argumentative influence.*” *Adelson*, 973 F. Supp. 2d at 488 (emphasis supplied; quoting *Mashburn v. Collin*, 355 So. 2d 879, 885 (La. 1977)).

It also is important to take into account, as *Steinhilber* requires, that Mr. Barden was directing the January 2015 statement to a discrete number of media representatives who were aware of plaintiff’s “original” and “new,” joinder-motion allegations and who were requesting a response from Ms. Maxwell to the “new” allegations. These newspaper reporters and other media representatives would have the point Mr. Barden was making—the opinion he was expressing—namely, that there was good reason to believe plaintiff was fabricating allegations for her purposes. In the context of the media circus that ensued the public filing of the joinder motion and the media’s repeated and insistent requests for an immediate response from Ms. Maxwell, it is highly unlikely any media-recipients of the January 2015 statement expected anything other than a statement equivalent to the March 2011 statement condemning the allegations; and it is highly likely all the media-recipients understood the statement to be a

forceful argument that plaintiff's shifting and inconsistent stories about what allegedly happened rendered her inherently unbelievable and proved her increasingly provocative and lurid allegations were "obvious lies." These are precisely the messages Mr. Barden sent to them.

The general nature of Mr. Barden's assertions ("allegations," "original allegations," "claims"), the distinction between plaintiff's "original" and "new" allegations, and the inferences he drew from comparing the "original" and "new" allegations—together—powerfully demonstrate that the January 2015 statement was nothing more than opinion.

B. In this Rule 56 proceeding, this Court's Rule 12(b)(6) opinion does not control the question of law whether the January 2015 statement constitutes nonactionable opinion.

In its Rule 12(b)(6) opinion the Court, relying on *Davis v. Boehm*, 22 N.E.3d 999 (2014), ruled that the three allegedly defamatory statements in the January 2015 statement (*see* Doc.1 ¶ 30(a)-(c)) have a specific and readily understood factual meaning, are capable of being proven true or false, and "clearly constitute fact to the reader." Doc.37 at 9. We respectfully suggest the Court's Rule 12(b)(6) decision does not control in this Rule 56 proceeding.

To begin with, the standards for deciding a Rule 12(b)(6) motion are substantially different from the standards for deciding a Rule 56 motion. As the Court noted, in deciding a 12(b)(6) motion the court must accept as true the factual allegations and draw all inferences in the plaintiff's favor; a plaintiff need only state a claim that is "plausible on its face." *Id.* at 3 (internal quotations omitted). In contrast, in deciding a Rule 56 motion the plaintiff defending the motion may *not* "rest on [the] allegations" in her complaint. *Anderson*, 477 U.S. at 249. The difference in the standards is crucial here.

As this Court recognized, "[t]he dispositive inquiry" for purposes of deciding whether an allegedly defamatory statement is fact or nonactionable opinion is whether "a reasonable reader could have concluded that the statements were conveying facts about the plaintiff."

Doc.37 at 7 (quoting *Davis*, 22 N.E.3d at 1005). To answer that inquiry, the Court applied the three factors enumerated in *Davis*. *See id.* These three factors are the same as the four factors in *Immuno AG*; the difference is that the *Davis* court collapsed the *Immuno AG*'s third and fourth factors into one. *See Davis*, 22 N.E.3d at 1005.

As framed by the *Davis* court, the third factor is “whether either the *full context of the communication* in which the statement appears or the *broader social context and surrounding circumstances* are such as to signal . . . readers or listeners that what is being read or heard is likely to be opinion, not fact.” *Id.* (internal quotations omitted; emphasis supplied), *quoted in* Doc.37 at 7. Although this Court did not note this in its opinion, this third factor “is often *the key consideration* in categorizing a statement as fact or opinion.” *Id.* at 1006 (emphasis supplied).

As in *Davis*, which also was decided on a Rule 12(b)(6) motion,²³ this Court when considering the third factor did not have the benefit of any of the evidence presented in this motion. That is to say, the Court did not have the “full context of the” July 2015 statement or the “broader social context and surrounding circumstances” of the statement, since none of the evidence presented in this Motion was pleaded in the Complaint.

Nor, in the context of the 12(b)(6) motion, did the Court consider that the relevant “readers” of the July 2015 statement were not the “average reader”²⁴ in the general public, but a “cynical”²⁵ and “sophisticated”²⁶ group of about 30 reporters and journalists who were knowledgeable about plaintiff’s allegations of being the victim of sexual abuse and sexual

²³*Davis*, 22 N.E.3d at 1001.

²⁴*Aronson*, 483 N.E.2d at 1139.

²⁵Steven Shiffrin, *The Politics of the Mass Media and the Free Speech Principle*, 69 Ind. L.J. 689, 702 (1994).

²⁶*Dibella*, 2002 WL 31427362, at *2.

trafficking. Viewing the July 2015 statement from the perspective of these reporters and journalists—the only persons who received the July 2015 statement—presents a different landscape in the “fact versus opinion” analysis.

Applying the third factor with the benefit of the Rule 56 records compels a conclusion different from the one this Court reached on the barren Rule 12(b)(6) record. For example, this Court did not consider that the media-recipients of the July 2015 statement would have understood the statement in precisely the way Mr. Barden intended: Based on a comparison of dramatic differences between her “original” and “new” allegations, Ms. Giuffre is a teller of falsehoods—is a liar—and cannot be trusted, and her new CVRA joint-motion allegations, which deviated so substantially from her originally allegations, are falsehoods—proven false by her increasingly provocative and lurid versions of her story of “victimhood.” *See generally* Exhibit J.

III. The pre-litigation privilege bars this action.

Statements pertinent to a good faith anticipated litigation made by attorneys (or their agents under their direction²⁷) before the commencement of litigation are privileged and “no cause of action for defamation can be based on those statements,” *Front, Inc. v. Khalil*, 28 N.E.3d 15, 16 (N.Y. 2015). So long as there was “a good faith basis to anticipate litigation,” a statement concerning either “actual litigation or prelitigation matters” is subject to an “*absolute privilege*.” *Flomenhaft v. Finkelstein*, 8 N.Y.S.3d 161, 164 n.2 (App. Div. 2015) (emphasis supplied); *accord Kirk v. Heppt*, 532 F. Supp. 2d 586, 593 (S.D.N.Y. 2008).

The privilege covers statements made in connection with “pending or “*contemplated* litigation.” *Goldstein v. Cogswell*, No. 85 CIV. 9256 (KMW), 1992 WL 131723, at *27 n.32 (S.D.N.Y. June 1, 1992) It covers statements made outside court, including in written

²⁷*See Chambers v. Wells Fargo Bank, N.A.*, No. 2016 WL 3533998, at *8 (D.N.J. June 28, 2016); *see generally Hawkins v. Harris*, 661 A.2d 284, 289-91 (N.J. 1995).

communications “between litigating parties or their attorneys.” *Klein v. McGauley*, 29 A.D.2d 418, 420 (N.Y. App. Div. 1968), *cited with approval in Petrus v. Smith*, 91 A.D.2d 1190, 1191 (N.Y. App. Div. 1983). It covers “cease and desist letters.” *Khalil*, 28 N.E.3d at 19. And it covers “all pertinent communications among the parties, counsel, witnesses and the court,” regardless “[w]hether a statement was made in or out of court, was on or off the record, or was made orally or in writing.” *Frechtman v. Gutierrez*, 979 N.Y.S. 2d 58 (App. Div. 2014) (quoting *Sexter v. Warmflash, P.C. v. Margrabe*, 828 N.Y.S. 2d 315 (App. Div. 2007)).

When the pre-litigation privilege is invoked in connection with an allegedly defamatory statement made during pending or contemplated litigation, “any doubts are to be resolved in favor of pertinence.” *Flomenhaft*, 8 N.Y.S.3d at 164. “[T]he test to determine whether a statement is pertinent to litigation is “‘extremely liberal,’” such that the offending statement, to be actionable, must have been ‘*outrageously out of context.*’” *Id.* at 164-65 (emphasis supplied; quoting *Black v. Green Harbour Homeowners’ Ass’n*, 798 N.Y.S.2d 753 (App. Div. 2005), and *Martirano v. Frost*, 255 N.E.2d 693 (1969)); *Kirk*, 532 F. Supp. 2d at 593.

In denying Ms. Maxwell’s motion to dismiss the Complaint based on the pre-litigation privilege, this Court limited its analysis of the privilege to whether under the Rule 12(b)(6) standard plaintiff had sufficiently pleaded that the January 2 and 4 statements were made with actual malice. Doc.37 at 18-19. The Court’s Rule 12(b)(6) analysis does not bear on the question presented here, for two reasons.

Under the “substantive law”²⁸ actual malice is not relevant to the pre-litigation defense. The New York Court of Appeals in *Khalil* held that to prevail on the pre-litigation privilege the defendant need only establish one element: the allegedly defamatory statement at issue was

²⁸*Anderson*, 477 U.S. at 248.

“pertinent to a good faith anticipated litigation.” 28 N.E.3d at 16. Upon establishing that element, summary judgment for the defendant is required. *See id.* Additionally, this is a summary judgment proceeding. Plaintiff cannot rely on the allegations of her Complaint. Evidence is required.

The following evidence is not in dispute. By January 2015 Ms. Maxwell had retained British Solicitor Philip Barden to represent and advise her in connection with plaintiff’s publication in the British press of salacious, defamatory allegations of criminal sexual abuse during the period 1999-2002. EXHIBIT K ¶¶ 8-10. Mr. Barden in turn engaged UK press agent Ross Gow. *Id.* ¶ 9. Mr. Barden prepared the January 2015 statement and instructed Mr. Gow to transmit it via email to members of the UK media who had made inquiry about the allegations in the joinder motion. *Id.* ¶ 10.

Mr. Barden did not intend the January 2015 statement as a traditional press release solely to disseminate information to the media. *Id.* ¶ 15. This is why he intentionally did not request that Mr. Gow or any other public relations specialist prepare the statement. *Id.* Instead, Mr. Gow served as his conduit to the media representatives who had requested a response to the joinder motion allegations and who Mr. Barden believed might republish those allegations. *Id.*

Mr. Barden had two purposes in preparing and causing the statement to be disseminated to those media representatives. First, he wanted to mitigate the harm to Ms. Maxwell’s reputation from the press’s republication of plaintiff’s false allegations. *Id.* ¶ 16. He believed these ends could be accomplished by suggesting to the media that, among other things, they should subject plaintiff’s allegations to inquiry and scrutiny. *Id.* For example, he noted in the January 2015 statement that plaintiff’s allegations changed dramatically over time, suggesting that they are “obvious lies” and therefore should not be “publicised as news.” *Id.*

Second, Mr. Barden intended the January 2015 statement to be “a shot across the bow” of the media, which he believed had been unduly eager to publish plaintiff’s allegations without conducting any inquiry of their own. *Id.* ¶ 17. This was the purpose of repeatedly stating that plaintiff’s allegations were “defamatory.” *Id.* The statement was intended as a cease and desist letter to the media-recipients, letting the media-recipients understand the seriousness with which Ms. Maxwell considered the publication of plaintiff’s obviously false allegations and the legal indefensibility of their own conduct. *Id.*

At the time Mr. Barden directed the issuance of the statement, he was contemplating litigation against the media-recipients as an additional means to mitigate and prevent harm to Ms. Maxwell. *Id.* ¶ 28. Toward this end, he prepared the statement so that it made clear Ms. Maxwell “strongly denie[d] the allegations of an unsavoury nature,” declared the republications of the allegations to be false, gave the press-recipients notice that the republications of the allegations “are defamatory,” and informed them that Ms. Maxwell was “reserv[ing] her right to seek redress.” *Id.* ¶ 30. In any such UK defamation, or other related, action Ms. Giuffre would be a defendant or a witness. *Id.* ¶ 29.

The question presented is whether Mr. Barden’s statement, which he directed to be sent to various media representatives, is “pertinent to a good faith anticipated litigation,” *Khalil*, 28 N.E.3d at 16.

The requirement of “good faith” anticipated litigation is intended to prevent attorneys (or their agents) from “bully[ing], harass[ing], or intimidat[ing] their client’s adversaries by threatening baseless litigation or by asserting unmeritorious claims, unsupported in law and fact, in violation of counsel’s ethical obligations,” *id.* at 19. The statement Mr. Barden prepared and caused to be issued was not intended to bully, harass or intimidate the press-recipients, i.e., the

potential defendants in an action by Ms. Maxwell for defamation. *See* EXHIBIT K ¶¶ 26-30.

Nothing about the statement on its face suggested bullying, harassing or intimidating the press-recipients (or anyone else). At the time Mr. Barden directed the issuance of the statement, he had sufficient factual and legal grounds to pursue in good faith a defamation action against one or more of the press-recipients for republishing plaintiff’s allegations. *See generally id.* ¶¶ 8-30.

That the statement was directed at the press-recipients—which had republished plaintiff’s false allegations and was not directed at plaintiff—is irrelevant to the absolute privilege protecting pre-litigation communications. In *International Publishing Concepts, LLC v. Locatelli*, letters and emails detailing likely litigation and an intent to sue were extended the same pre-litigation privilege although sent to two non-parties who were only potentially affected by the litigation or witnesses to it. *See also Kirk*, 532 F. Supp. 2d at 593 (“The privilege is broad, and embraces anything that may possibly or plausibly be relevant to the litigation.”) (internal quotations omitted).

The only issue remaining is whether the statement was pertinent to the contemplated litigation. Applying the “extremely liberal” test of pertinence, in which “any doubts are to be resolved in favor of pertinence,”²⁹ the court must decide whether the allegedly defamatory statement is “outrageously out of context” in relation to the contemplated litigation. *Flomenhaft*, 8 N.Y.S.3d at 164-65 (internal quotations omitted). Nothing in the statement is “outrageously out of context.” Every statement was directly related to the press-recipients’ republication of plaintiff’s false allegations against Ms. Maxwell.

The January 4 statement also is absolutely privileged. According to plaintiff, Ms. Maxwell told a reporter on that date when asked to comment on plaintiff’s joinder-motion

²⁹*Flomenhaft*, 8 N.Y.S.3d at 164 (internal quotations omitted).

allegations: “I am referring to the statement that was made.” Doc.1 ¶ 32. Assuming *arguendo* the statement is defamatory,³⁰ it is absolutely privileged since it simply refers to an absolutely privileged statement. *See, e.g., Klein*, 29 A.D.2d at 420 (privilege protects communications “between litigating parties”); *Frechtman*, 979 N.Y.S.2d at 63 (privilege protects communications “made in or out of court, ... on or off the record, ... orally or in writing”) (internal quotations omitted).

Under these circumstances the pre-litigation privilege is absolute and “no cause of action for defamation can be based on those statements,” *Khalil*, 28 N.E.3d at 16. The Court should enter summary judgment on plaintiff’s defamation claim.

IV. Ms. Maxwell’s January 4, 2015, statement is nonactionable.

Plaintiff alleges that on January 4, 2015, a reporter approached Ms. Maxwell on a public street in Manhattan and “asked Maxwell about Giuffre’s allegations against Maxwell.” Doc.1 ¶ 37. Plaintiff alleges that Ms. Maxwell responded with a single sentence: ““I am referring to the statement that we made.”” *Id.* According to plaintiff, Ms. Maxwell’s statement was defamatory. *See id.* ¶ 37 & Count I ¶ 5, at 8. Judgment should enter against plaintiff as to Ms. Maxwell’s statement.

Adelson controls this portion of plaintiff’s defamation claim. In *Adelson* a non-profit organization during the 2012 presidential campaign published a statement on its website critical of Sheldon Adelson, a wealthy Republican donor. The statement alleged Adelson had donated “tainted” and “dirty” money to Governor Romney. Eight days later the organization withdrew the statement from its website. On the same day it issued a press release explaining that although

³⁰As discussed in Argument IV, the January 4 statement is nonactionable.

it took down the statement, “we stand by everything we said, which was sourced from current, credible news accounts.” 973 F. Supp. 2d at 474.

Adelson sued. He alleged that the statement was defamatory and that the press release constituted a republication of the defamatory statement. This court held that the statement contained only constitutionally protected opinion and was nonactionable. The court then rejected the defamation claim based on republication: “[A] mere reference to another writing that contains defamatory matter does not constitute an actionable repetition or republication.” *Id.* (quoting *Goforth v. Avemco Life Ins. Co.*, 368 F.2d 25, 28 n.7 (4th Cir.1966)). This is the settled rule. See *In re Philadelphia Newspapers, LLC*, 690 F.3d 161, 175 (3d Cir. 2012), *as corrected* (Oct. 25, 2012) (“under traditional principles of republication, a mere reference to an article, regardless how favorable it is as long as it does not restate the defamatory material, does not republish the material”); *Salyer v. S. Poverty Law Ctr., Inc.*, 701 F. Supp. 2d 912, 916 (W.D. Ky. 2009) (“[T]he common thread of traditional republication is that it presents the material, in its entirety, before a new audience. A mere reference to a previously published article does not do that.”).

Ms. Maxwell’s one-sentence response that merely referenced an earlier statement is nonactionable. This Court should enter partial summary judgment on the defamation claim to the extent it is based on Ms. Maxwell’s response.

V. The defamation claim should be dismissed because the publication is substantially true.

“[A] statement is substantially true if the statement would not “have a different effect on the mind of the reader from that which the pleaded truth would have produced.”” *Franklin v. Daily Holdings, Inc.*, 21 N.Y.S.3d 6, 12 (App. Div. 2015) (quoting *Biro v. Condé Nast*, 883 F. Supp. 2d 441, 458 (S.D.N.Y. 2012) (quoting *Jewell v. NYP Holdings, Inc.*, 23 F. Supp. 2d 348,

366 (S.D.N.Y.1998) (quoting *Fleckenstein v. Friedman*, 193 N.E. 537, 538 (1934))). Indeed, it is well settled in New York “that an alleged libel is not actionable if the published statement could have produced no worse an effect on the mind of a reader than the truth pertinent to the allegation.” *Id.* (internal quotations omitted). “When the truth is so near to the facts as published that fine and shaded distinctions must be drawn and words pressed out of their ordinary usage to sustain a charge of libel, no legal harm has been done.” *Fleckenstein*, 193 N.E. at 538.

For the reasons articulated in Argument VI, the January 2015 statement is substantially true as matter of law.

VI. Plaintiff cannot establish actual malice by clear and convincing evidence.

A. Facts.

The following numbered facts are not in dispute and are sequentially numbered following the undisputed facts cited earlier. *See* This Motion at ¶¶ 1-36.

37. Plaintiff lived independently from her parents with her fiancé long before meeting Epstein or Ms. Maxwell. After leaving the Growing Together drug rehabilitation facility in 1999, plaintiff moved in with the family of a fellow patient. EXHIBIT L at 7-8, 12-14. There she met, and became engaged to, her friend’s brother, James Michael Austrich. *Id.* & at 19. She and Austrich thereafter rented an apartment in the Ft. Lauderdale area with another friend and both worked at various jobs in that area. *Id.* at 11, 13-17. Later, they stayed briefly with plaintiff’s parents in the Palm Beach/Loxahatchee, Florida area before Austrich rented an apartment for the couple on Bent Oak Drive in Royal Palm Beach. *Id.* at 17, 19, 25-27; EXHIBIT M. Although plaintiff agreed to marry Austrich, she never had any intention of doing so. EXHIBIT N at 127-128.

38. Plaintiff re-enrolled in high school from June 21, 2000 until March 7, 2002. After finishing the 9th grade school year at Forest Hills High School on June 9, 1999, plaintiff re-

enrolled at Wellington Adult High School on June 21, 2000, again on August 16, 2000 and on August 14, 2001. EXHIBIT O. On September 20, 2001, Plaintiff then enrolled at Royal Palm Beach High School. *Id.* A few weeks later, on October 12, 2001, she matriculated at Survivors Charter School. *Id.* Survivor's Charter School was an alternative school designed to assist students who had been unsuccessful at more traditional schools. EXHIBIT P at 23-24. Plaintiff remained enrolled at Survivor's Charter School until March 7, 2002. EXHIBIT O. She was present 56 days and absent 13 days during her time there. *Id.* Plaintiff never received her high school diploma or GED. EXHIBIT Q at 475, 483. Plaintiff and Figueroa went "back to school" together at Survivor's Charter School. EXHIBIT P at 23-27. The school day there lasted from morning until early afternoon. *Id.* at 23-27, 144-46.

39. During the year 2000, plaintiff worked at numerous jobs. In 2000, while living with her fiancé, plaintiff held five different jobs: at Aviculture Breeding and Research Center, Southeast Employee Management Company, The Club at Mar-a-Lago, Oasis Outsourcing, and Neiman Marcus. EXHIBIT R. Her taxable earnings that year totaled nearly \$9,000. *Id.* Plaintiff cannot now recall either the Southeast Employee Management Company or the Oasis Outsourcing jobs. EXHIBIT Q at 470-471.

40. Plaintiff's employment at the Mar-a-Lago spa began in fall 2000. Plaintiff's father, Sky Roberts, was hired as a maintenance worker at the The Mar-a-Lago Club in Palm Beach, Florida, beginning on April 11, 2000. EXHIBIT S. Mr. Roberts worked there year-round for approximately 3 years. *Id.*; EXHIBIT T at 72-73. After working there for a period of time, Mr. Roberts became acquainted with the head of the spa area and recommended plaintiff for a job there. *Id.* at 72. Mar-a-Lago closes every Mother's Day and reopens on November 1. EXHIBIT U at Mar-a-Lago0212. Most of employees Mar-a-Lago, including all employees of the spa area

such as “spa attendants,” are “seasonal” and work only when the club is open, i.e., between November 1 and Mother’s Day. EXHIBIT T at 72-73; EXHIBIT U at MAR-A-LAGO 0212; EXHIBIT V. Plaintiff was hired as a “seasonal” spa attendant to work at the Mar-a-Lago Club in the fall of 2000 after she had turned 17.

41. **Plaintiff represented herself as a masseuse for Jeffrey Epstein.** While working at the Mar-a-Lago spa and reading a library book about massage, plaintiff met Ms. Maxwell. Plaintiff thereafter told her father that she got a job working for Jeffrey Epstein as a masseuse. EXHIBIT T at 79. Plaintiff’s father took her to Epstein’s house on one occasion around that time, and Epstein came outside and introduced himself to Mr. Roberts. *Id.* at 82-83. Plaintiff commenced employment as a traveling masseuse for Mr. Epstein. Plaintiff was excited about her job as a masseuse, about traveling with him and about meeting famous people. EXHIBIT L at 56; EXHIBIT P at 126. Plaintiff represented that she was employed as a masseuse beginning in January 2001. EXHIBIT M; EXHIBIT N. Plaintiff never mentioned Ms. Maxwell to her then-fiancé, Austrich. EXHIBIT L at 74. Plaintiff’s father never met Ms. Maxwell. EXHIBIT T at 85.

42. **Plaintiff resumed her relationship with convicted felon Anthony Figueroa.** In spring 2001, while living with Austich, plaintiff lied to and cheated on him with her high school boyfriend, Anthony Figueroa. EXHIBIT L at 68, 72. Plaintiff and Austrich thereafter broke up, and Figueroa moved into the Bent Oak apartment with plaintiff. EXHIBIT L at 20; EXHIBIT P at 28. When Austrich returned to the Bent Oak apartment to check on his pets and retrieve his belongings, Figueroa in Plaintiff’s presence punched Austrich in the face. EXHIBIT X; EXHIBIT L at 38-45. Figueroa and plaintiff fled the scene before police arrived. EXHIBIT X. Figueroa was then a convicted felon and a drug abuser on probation for possession of a controlled substance. EXHIBIT Y.

43. **Plaintiff freely and voluntarily contacted the police to come to her aid in 2001 and 2002 but never reported to them that she was Epstein’s “sex slave.”** In August 2001 at age 17, while living in the same apartment, plaintiff and Figueroa hosted a party with a number of guests. EXHIBIT Z. During the party, according to plaintiff, someone entered plaintiff’s room and stole \$500 from her shirt pocket. *Id.* Plaintiff contacted the police. She met and spoke with police officers regarding the incident and filed a report. She did not disclose to the officer that she was a “sex slave.” A second time, in June 2002, plaintiff contacted the police to report that her former landlord had left her belongings by the roadside and had lit her mattress on fire. EXHIBIT AA. Again, plaintiff met and spoke with the law enforcement officers but did not complain that she was the victim of any sexual trafficking or abuse or that she was then being held as a “sex slave.” *Id.*

44. **From August 2001 until September 2002, Epstein and Maxwell were almost entirely absent from Florida on documented travel unaccompanied by Plaintiff.** Flight logs maintained by Epstein’s private pilot Dave Rodgers evidence the substantial number of trips away from Florida that Epstein and Maxwell took, unaccompanied by Plaintiff, between August 2001 and September 2002. EXHIBIT BB. Rodgers maintained a log of all flights on which Epstein and Maxwell traveled with him. EXHIBIT CC at 6-15. Epstein additionally traveled with another pilot who did not keep such logs and he also occasionally traveled via commercial flights. *Id.* at 99-100, 103. For substantially all of thirteen months of the twenty-two months (from November 2000 until September 2002) that Plaintiff lived in Palm Beach and knew Epstein, Epstein was traveling outside of Florida unaccompanied by Plaintiff. EXHIBIT BB. During this same period of time, Plaintiff was employed at various jobs, enrolled in school, and living with her boyfriend.

45. **Plaintiff and Figueroa shared a vehicle during 2001 and 2002.** Plaintiff and Figueroa shared a '93 white Pontiac in 2001 and 2002. EXHIBIT P at 67; EXHIBIT EE. Plaintiff freely traveled around the Palm Beach area in that vehicle. *Id.* In August 2002, Plaintiff acquired a Dodge Dakota pickup truck from her father. EXHIBIT P at 67-68. Figueroa used that vehicle in a series of crimes before and after Plaintiff left for Thailand. *Id.*; EXHIBIT FF.

46. **Plaintiff held a number of jobs in 2001 and 2002.** During 2001 and 2002, plaintiff was gainfully employed at several jobs. She worked as a waitress at Mannino's Restaurant, at TGIFriday's restaurant (aka CCI of Royal Palm Inc.), and at Roadhouse Grill. EXHIBIT R. She also was employed at Courtyard Animal Hospital (aka Marc Pinkwasser DVM). *Id.*; EXHIBIT W.

47. **In September 2002, Plaintiff traveled to Thailand to receive massage training and while there, met her future husband and eloped with him.** Plaintiff traveled to Thailand in September 2002 to receive formal training as a masseuse. Figueroa drove her to the airport. While there, she initially contacted Figueroa frequently, incurring a phone bill of \$4,000. EXHIBIT P at 35. She met Robert Giuffre while in Thailand and decided to marry him. She thereafter ceased all contact with Figueroa from October 2002 until two days before Mr. Figueroa's deposition in this matter in May 2016. *Id.* at 29, 37.

48. **Detective Recarey's investigation of Epstein failed to uncover any evidence that Ms. Maxwell was involved in sexual abuse of minors, sexual trafficking or production or possession of child pornography.** Joseph Recarey served as the lead detective from the Palm Beach Police Department charged with investigating Jeffrey Epstein. EXHIBIT GG at 10. That investigation commenced in 2005. *Id.* Recarey worked only on the Epstein case for an entire year. *Id.* at 274. He reviewed previous officers' reports and interviews, conducted numerous interviews of witnesses and alleged victims himself, reviewed surveillance footage of the Epstein

home, participated in and had knowledge of the search warrant executed on the Epstein home, and testified regarding the case before the Florida state grand jury against Epstein. *Id.* at 212-15. Detective Recarey's investigation revealed that not one of the alleged Epstein victims ever mentioned Ms. Maxwell's name and she was never considered a suspect by the government. *Id.* at 10-11, 177, 180-82, 187-96, 241-42, 278. None of Epstein's alleged victims said they had seen Ms. Maxwell at Epstein's house, nor said they had been "recruited by her," nor paid any money by her, nor told what to wear or how to act by her. *Id.* Indeed, none of Epstein's alleged victims ever reported to the government they had met or spoken to Ms. Maxwell. *Id.* Maxwell was not seen coming or going from the house during the law enforcement surveillance of Epstein's home. *Id.* at 214-215. The arrest warrant did not mention Ms. Maxwell and her name was never mentioned before the grand jury. *Id.* at 203, 211. No property belonging to Maxwell, including "sex toys" or "child pornography," was seized from Epstein's home during execution of the search warrant. *Id.* at 257. Detective Recarey, when asked to describe "everything that you believe you know about Ghislaine Maxwell's sexual trafficking conduct," replied, "I don't." *Id.* at 278. He confirmed he has no knowledge about Ms. Maxwell sexually trafficking anybody. *Id.* at 278-79. Detective Recarey also has no knowledge of Plaintiff's conduct that is subject of this lawsuit. *Id.* at 259-60.

49. **No nude photograph of Plaintiff was displayed in Epstein's home.** Epstein's housekeeper, Juan Alessi, "never saw any photographs of Virginia Roberts in Mr. Epstein's house." EXHIBIT HH at ¶ 17. Detective Recarey entered Epstein's home in 2002 to install security cameras to catch a thief and did not observe any "child pornography" within the home, including on Epstein's desk in his office. EXHIBIT GG at 289-90.

50. **Plaintiff intentionally destroyed her “journal” and “dream journal” regarding her “memories” of this case in 2013 while represented by counsel.** Plaintiff drafted a “journal” describing individuals to whom she claims she was sexually trafficked as well as her memories and thoughts about her experiences with Epstein. EXHIBIT II at 64-65, 194; EXHIBIT N at 205-08. In 2013, she and her husband created a bonfire in her backyard in Florida and burned the journal together with other documents in her possession. *Id.* Plaintiff also kept a “dream journal” regarding her thoughts and memories that she possessed in January 2016. EXHIBIT II at 194-96. To date, Plaintiff cannot locate the “dream journal.” *Id.*³¹

51. **Plaintiff publicly peddled her story beginning in 2011.** Plaintiff granted journalist Sharon Churcher extensive interviews that resulted in seven (7) widely distributed articles from March 2011 through January 2015. Churcher regularly communicated with plaintiff and her “attorneys or other agents” from “early 2011” to “the present day.” *See* Doc.216 ¶¶ 2-11 and referenced exhibits; Doc.261-1 to 216-8, incorporated by reference. Plaintiff received approximately \$160,000 for her stories and pictures that were published by many news organizations. EXHIBIT N at 247-48.

52. **Plaintiff drafted a 144-page purportedly autobiographical book manuscript in 2011 which she actively sought to publish.** In 2011, contemporaneous with her Churcher interviews, plaintiff drafted a book manuscript which purported to document plaintiff’s experiences as a teenager in Florida, including her interactions with Epstein and Maxwell. EXHIBIT KK. Plaintiff communicated with literary agents, ghost writers and potential independent publishers in an effort to get her book published. She generated marketing materials

³¹ Defendant has moved for sanctions against plaintiff premised on her admitted destruction of this evidence. Doc.509-510.

and circulated those along with book chapters to numerous individuals associated with publishing and the media.

53. **Plaintiff's publicly filed "lurid" CVRA pleadings initiated a media frenzy and generated highly publicized litigation between her lawyers and Alan Dershowitz.** On December 30, 2014, plaintiff, through counsel, publicly filed a joinder motion that contained her "lurid allegations" about Ms. Maxwell and many others, including Alan Dershowitz, Prince Andrew, Jean-Luc Brunel. The joinder motion was followed by a "corrected" motion (EXHIBIT D) and two further declarations in January and February 2015, which repeated many of plaintiff's claims. These CVRA pleadings generated a media maelstrom and spawned highly publicized litigation between plaintiff's lawyers, Edwards and Cassell, and Alan Dershowitz. After plaintiff publicly alleged Mr. Dershowitz of sexual misconduct, Mr. Dershowitz vigorously defended himself in the media. He called plaintiff a liar and accused her lawyers of unethical conduct. In response, attorneys Edwards and Cassell sued Dershowitz who counterclaimed. This litigation, in turn, caused additional media attention by national and international media organizations. *See* Doc.363 at 363-1 through 363-14.

54. **Plaintiff formed non-profit Victims Refuse Silence to attract publicity and speak out on a public controversy.** In 2014, plaintiff, with the assistance of the same counsel, formed a non-profit organization, Victims Refuse Silence. According to plaintiff, the purpose of the organization is to promote plaintiff's professed cause against sex slavery. The stated goal of her organization is to help survivors surmount the shame, silence, and intimidation typically experienced by victims of sexual abuse. EXHIBIT LL. Plaintiff attempts to promote Victims Refuse Silence at every opportunity. EXHIBIT MM at 17-18. For example, plaintiff participated

in an interview in New York with ABC to promote the charity and to get her mission out to the public. *Id.* at 28.

B. Plaintiff carries the burden of proving actual malice by clear and convincing evidence.

In *New York Times Co. v. Sullivan*, 376 U.S. 254, 270 (1964), the Supreme Court recognized that our country has made a “profound national commitment to the principle that debate on public issues should be uninhibited, robust, and wide-open.” The overriding importance of that commitment led to the Court’s holding that “neither factual error nor defamatory content, nor a combination of the two, sufficed to remove the First Amendment shield,” *Bartnicki v. Vopper*, 532 U.S. 514, 535 (2001), from speech relating to public officials and public figures. *See, e.g., Gertz v. Robert Welch, Inc.*, 418 U.S. 323, 345 (1974). Under the First Amendment of the Constitution and Article I, Section 8, of the New York Constitution, in defamation actions by public officials and public figures and in defamation actions concerning matters of public concern, the plaintiff must prove that the allegedly defamatory statement was made with “actual malice.” *See, e.g., id.; Philadelphia Newspapers, Inc. v. Hepps*, 475 U.S. 767, 776-77 (1986); *Huggins v. Moore*, 726 N.E.2d 456, 460 (N.Y. 1999); *McGill v. Parker*, 582 N.Y.S.2d 91, 97 (App. Div. 1992).

As the Supreme Court has noted, the term “actual malice” can be confusing because in the First Amendment context “it has nothing to do with bad motive or ill will.” *Harte-Hanks Communic’ns, Inc. v. Connaughton*, 491 U.S. 657, 666 n.7 (1989). Instead proof of actual malice requires evidence that the publication contains a “material”³² false statement of fact that was made “with knowledge that the statement was false or with reckless disregard as to whether or

³²*Air Wisconsin Airlines Corp. v. Hoeper*, 134 S. Ct. 852, 861 (2014) (“minor inaccuracies do not amount to falsity so long as ‘the substance, the gist, the sting, of the libelous charge be justified’) (internal quotations and brackets omitted).

not it was true.” *Id.* at 667 (internal quotations omitted). Reckless disregard means the defendant made the false publication “with a high degree of awareness of probable falsity” or “entertained serious doubts as to the truth of [the] publication.” *Id.* (internal quotations omitted).

In a defamation action, a plaintiff will be required to prove actual malice in two different and independent contexts: a defamation action in which the plaintiff is a public figure, and a defamation action in which the defendant asserts the privilege of reply.

The defamation plaintiff at trial and in summary judgment proceedings must prove her case by clear and convincing evidence.

C. Plaintiff is a public figure who must prove actual malice.

Public figures include those who have “thrust themselves to the forefront of particular public controversies in order to influence the resolution of the issues involved. . . . [T]hey invite attention and comment.” *Gertz*, 418 U.S. at 345. The essential element for a finding that a person is a public figure is that she has “taken an affirmative step to attract public attention,” has “strived to achieve a measure of public acclaim.” *James v. Gannett Co.*, 353 N.E.2d 834, 876 (N.Y. 1976).

In *New York Times Co. v. Sullivan*, 376 U.S. 254 (1964), the United States Supreme Court held that, in cases involving public officials, the interests of an individual are trumped by society's interest in promoting free press discussion of matters of general concern. *Biro v. Condé Naste*, 963 F. Supp. 2d 255, 269 (S.D.N.Y. 2013). Thus, the Court held that a public official alleging defamation must establish that a falsehood has been published with “actual malice.” *Sullivan*, 376 U.S. at 279-80; accord, *Lerman v. Flynt Dist. Co., Inc.*, 745 F.3d 123, 136 (2d Cir. 1984); *Biro*, 963 F. Supp. 2d at 269. Subsequently, the Supreme Court extended this standard to all public figures, *Curtis Publ'g Co. v. Butts*, 388 U.S. 130 (1967), and decided in *Gertz v. Robert Welch, Inc.*, 418 U.S. 323 (1974), that individuals that “are not public figures for all purposes

may still be public figures with respect to a particular controversy.” *Contemporary Mission, Inc. v. N.Y. Times Co.*, 842 F.2d 612, 617 (2d Cir. 1988).

As the Second Circuit has observed, the reason for distinguishing between private and public figures in defamation claims flows from the recognition of two things: First, “that private figure are more vulnerable to injury from defamation, because public figures have greater access to the media and thus are in a better position to contradict a lie or correct an error.”

Contemporary Mission, Inc., 842 F.2d at 619-20. Second, “**and more important**, public figures generally ‘have voluntarily exposed themselves to increased risk of injury from defamatory falsehood concerning them.’” *Id.* at 620 (quoting *N.Y. Times*, 418 U.S. at 344-45) (emphasis added).

In the Second Circuit, to establish that a plaintiff is a limited purpose public figure, a defendant must prove that she:

1. successfully invited public attention to [her] views in an effort to influence others prior to the incident that is the subject of litigation;
2. voluntarily injected [her]self into a public controversy related to the subject of the litigation;
3. assumed a position of prominence in the public controversy; and
4. maintained regular and continuing access to the media.

Lerman, 745 F.2d at 136-37; *accord*, *Contemporary Mission, Inc.*, 842 F.2d at 617; *Biro*, 963 F. Supp. 2d at 270. Statements regarding a limited purpose public figure are subject to enhanced protection only if relevant to the public figure's involvement in a given controversy. *Biro*, 963 F. Supp.2d at 270-71 (citing *Faigin v. Kelly*, 978 F. Supp. 420, 426 (D. N.H. 1997)). “Yet, once a plaintiff is deemed a limited purpose public figure, courts allow the heightened protections to sweep broadly, covering all statements by defendants that are not ‘wholly unrelated to the controversy.’” *Biro*, 963 F. Supp. 2d at 271 (quoting *Waldbaum v. Fairchild Publ'ns, Inc.*, 626

F.2d 1287, 1298 (D.C. Cir. 1980)). The law requires only that “the statement need be no more than generally related to a dispute in issue to qualify for protection.” Robert D. Sack, *Sack on Defamation: Libel, Slander, and Related Problems* (“SACK ON DEFAMATION”) § 5:3.3 (4th ed. 2015).

The question whether a plaintiff is a public figure is a question of law for the court to decide. *Celle v. Filipino Reporter Enters. Inc.*, 209 F.3d 163, 176-77 (2d Cir. 2000); *accord Biro*, 963 F. Supp. 2d at 270.

1. Plaintiff successfully invited public attention to influence others.

The record amply demonstrates that plaintiff invited public attention to herself and her views regarding the Plaintiff’s alleged desire to draw attention to the issue of her purported sex slavery.

Beginning in at least 2011, the Plaintiff met with Sharon Churcher to promote her cause and economic interests. According to Ms. Churcher, the Plaintiff granted Ms. Churcher extensive interviews that resulted in 7 widely distributed articles from March 2011 through January 2015. According to Ms. Churcher, she regularly communicated with the Plaintiff and her “attorneys or other agents” from “early 2011” to “the present day.” *See* Doc.216 ¶¶ 2-11 and referenced exhibits; Docs.261-1 to 216-8, incorporated by reference. Plaintiff was amply compensated for this “public attention” and received approximately \$160,000 for her stories. and pictures that were published by many news organizations. EXHIBIT N at 247-248. Plaintiff had a contract with the news organizations, The Mail on Sunday.

Plaintiff, in addition to selling this story to the media, again thrust herself into the public’s attention when she sought to join the ongoing CVRA litigation against Jeffrey Epstein in the United States District Court in Florida. The Plaintiff, through the same lawyers in this matter, publicly filed a joinder motion that was the equivalent of a press release. The unnecessary and

lurid allegations were ultimately stricken by the Court but accomplished the desired result for the Plaintiff, more public attention. The CVRA pleading created a media frenzy and spawned highly publicized litigation between Plaintiff's lawyers, Edwards and Cassell, and Alan Dershowitz. After the Plaintiff publicly alleged Mr. Dershowitz of sexual misconduct, Mr. Dershowitz vigorously defended himself in the media. He called the Plaintiff a liar and accused her lawyers of unethical conduct. In response, the lawyers, Edwards and Cassell, sued Dershowitz who counterclaimed. This litigation, in turn, caused additional media attention by national and international media organizations. *See* Doc.363 at 363-1 thorough 363-14 and accompanying exhibits.

In addition, plaintiff claims to have established a non-profit organization, Victims Refuse Silence, the purpose of which was to promote plaintiff's professed cause against sex slavery.

In paragraphs 23 through 26 of her complaint in this matter she makes the following admissions on this issue:

- Ultimately, as a mother and one of Epstein's many victims, Giuffre believed that she should speak out about her sexual abuse experiences in hopes of helping others who had also suffered from sexual trafficking and abuse. *Id.* 23
- On December 23, 2014, Giuffre incorporated an organization called Victims Refuse Silence, Inc., a Florida not-for-profit corporation. *Id.* 24
- Giuffre intended Victims Refuse Silence to change and improve the fight against sexual abuse and human trafficking. The goal of her organization was, and continues to be, to help survivors surmount the shame, silence, and intimidation typically experienced by victims of sexual abuse. Giuffre has now dedicated her professional life to helping victims of sex trafficking. *Id.* 25
- On December 30, 2014, Giuffre moved to join the on-going litigation previously filed by Jane Doe 1 in the Southern District of Florida challenging Epstein's non-prosecution agreement by filing her own joinder motion. *Id.* 26

In sum, the record includes ample evidence of plaintiff's efforts to garner public attention in order to influence others and the success of those efforts.

2. Plaintiff voluntarily injected herself into public controversies related to the subject of this litigation.

The second prong of the *Lerman* test requires an examination of whether plaintiff voluntarily injected herself into a public controversy related to the subject of the litigation. The Second Circuit has held that the term should be defined broadly to mean “any topic upon which sizeable segments of society have different, strongly held views.” *Lerman*, 745 F.2d at 138; *see also Biro*, 963 F. Supp. 2d at 272 (“A public controversy is simply ‘any topic upon which sizeable segments of society have different, strongly held views,’ even if the topic does ‘not involve political debate or criticism of public officials.’”) (quoting *Lerman*, 745 F.2d at 138) (alteration omitted). The public controversy requirement, however, is not necessarily limited to what would be considered “a classic debate.” SACK ON DEFAMATION § 5:3.11[B]. “An investigation into alleged corruption or drug dealing, for example, could meet the test.” *Id.*

As demonstrated by the Declaration of Ms. Churcher, the articles attached to the declaration, and the joinder motion filed by plaintiff in the CVRA litigation and the litigation initiated by her lawyers there can be no doubt that the plaintiff's actions were voluntary and that she injected herself into this “public controversy.” Indeed, it is clear that plaintiff created this “public controversy.”

3. Plaintiff assumed a position of prominence in the public controversies.

The third relevant factor focuses on whether plaintiff has voluntarily assumed a sufficient degree of prominence in the controversies at issue. Plaintiff sold and published her story. She publicly sought to join the CVRA litigation. She established a non-profit organization, the

mission of which is purportedly to “spread the word for victims of human trafficking”. EXHIBIT MM at 17; *see also* EXHIBIT LL.

According to Brittany Henderson, the Rule 30(b)(6) designee of VRS, plaintiff has “continued to try to promote Victims Refuse Silence at every possible chance she gets ...” EXHIBIT MM at 17-18. Plaintiff participated in an interview in New York with ABC in “the beginning of 2015,” *id.* at 27, so that she could “promote the charity, so that she could start getting her mission out to the public.” *Id.* at 28. Having affirmatively injected herself into the public spotlight in connection with these issues, plaintiff cannot now be heard to argue that this *Lerman* factor has not been satisfied. *Cf. Contemporary Mission*, 842 F.2d at 618-19 (finding the plaintiffs' assertion that they have assumed a private life was “belied by the fact that they continued to thrust themselves into the public eye” through their conduct on behalf of a non-for-profit organization).

4. Plaintiff has maintained regular and continuing access to the media.

Plaintiff has had substantial access to the media. Ms. Churcher has answered every call or email sent by plaintiff. Plaintiff’s lawyers have regularly communicated with the media. Plaintiff and her lawyers have been interviewed by numerous major media organizations.

Accordingly, the First Amendment requires that public figures like plaintiff claiming defamation must establish actual malice—actual and material falsity or a high degree of awareness of probable falsity—by clear and convincing evidence. *E.g., Masson v. New Yorker Magazine, Inc.*, 501 U.S. 496, 510 (1991).

D. Plaintiff must also prove actual malice to overcome the defenses of reply and pre-litigation privilege.

The qualified privilege of reply to a defamatory attack is a complete defense to a claim of defamation. *Shenkman v. O’Malley*, 157 N.Y.S.2d 290, 294, 297 (App. Div. 1956). The defense

is available to a person “who has been defamed in the first instance,” here, Ms. Maxwell, and “who, in response to the attack, responds in kind.” *Id.* The privilege of the initially-attacked person (Ms. Maxwell) includes in rebuttal of the initial attack the right to speak the truth, but the right to rebut is not confined to the truth or to mere denial:

This defense of reply is material, of course, only where the response in kind is defamatory. The injury, if any, to plaintiff is excused, because it is the plaintiff who started the altercation. . . .

It is a contradiction in terms to say that the one attacked is a privileged only to speak the truth, and not to make a counter attack, or that legitimate self-defense consists only in a denial of the charge or a statement of what is claimed to be the truth respecting its subject-matter.

Id. (emphasis supplied; quoting *Collier v. Postum Cereal Co.*, 134 N.Y.S. 847, 853 (1st Dep’t 1912)); *see generally* *Restatement of the Law of Torts* (Second) § 594 cmt. k (1977) (noting that to protect her reputation from attack by another person, she is conditionally privileged to publish defamatory matter about her attacker reasonably believed necessary to defend her reputation, “including the statement that [her] accuser is an unmitigated liar”).

A defendant asserting the defense of reply need only establish she has been attacked with a defamatory statement. *See id.* at 297. Beginning no later than 2009 plaintiff attacked Ms. Maxwell with defamatory statements. In 2014, plaintiff knew the press was giving extensive coverage to, and scrutinizing all filings in, the Crime Victim’s Rights Act case pending in the United States District Court for the Southern District of Florida and in plaintiff’s 2009 civil action against Mr. Epstein. Knowing this, plaintiff repeatedly filed papers in court alleging that Ms. Maxwell participated as a “recruiter” in a “sex trafficking” scheme operated by Mr. Epstein. *E.g.*, Exhibit D. In 2011, plaintiff granted “exclusive” interviews to the British tabloid press during which she repeated her false allegations against Ms. Maxwell and also alleged that as part of the “sex trafficking” scheme she had sex with numerous prominent public figures, including

Prince Andrew and Harvard law professor Alan Dershowitz. EXHIBIT A. The false allegations against Ms. Maxwell constituted defamation *per se*.

A plaintiff may defeat a qualified privilege only by proving actual malice. *See, e.g., Kane v. Orange Cnty. Publ'ns*, 649 N.Y.S.2d 23, 26 (App. Div. 1996) (qualified privilege of reply); *see generally Gertz*, 418 U.S. at 323; *Restatement (Second) of Torts, supra*, § 594 cmt. b.

E. The January 2015 statement was substantially true, and plaintiff cannot produce clear and convincing evidence of its falsity.

The January 2015 statement accurately and properly denies the factual assertions regarding Ms. Maxwell contained within plaintiff's joinder motion that had been issued two days prior to which it responded. With respect to each claim in the joinder motion that concerns Ms. Maxwell, the evidence elicited through discovery undercuts any evidence – clear and convincing or otherwise – that plaintiff may proffer to buttress her false allegations.

1. The January 2015 statement accurately denied that Ms. Maxwell met Plaintiff when Plaintiff was 15 years old in 1999.

Plaintiff's relative youth at the time of her initial contact with Epstein and Maxwell forms the core of Plaintiff's story, in her joinder motion and in the press, that she was an underage victim of sexual slavery. Plaintiff has made a point of mentioning her age of 15, in the year 1999, as the starting point for her "four years" of "sex slavery" at every opportunity. The young age no doubt heightens the offensiveness of the claimed abusive conduct and also supplies enough time to allow for the "thousands" of times she was purportedly abused and the numerous opportunities for her to be trafficked to countless famous individuals. Reiterating this point in the joinder motion, plaintiff asserted again that she met Ms. Maxwell in the year 1999 when she was a mere 15 years old. EXHIBIT D at 3.

As she now admits and her employment records confirm, plaintiff did not actually meet Ms. Maxwell or Epstein until the year 2000. Plaintiff acknowledges that she did not meet Ms.

Maxwell until she worked at the Mar-A-Lago as a spa attendant, and she confirms that she obtained that job with the assistance of her father who already was employed as a maintenance worker at the club. Records subpoenaed from Mar-A-Lago reflect that plaintiff's father commenced employment on April 11, 2000. EXHIBIT S. Additionally, they show that plaintiff terminated in the year 2000. *Id.* Finally, plaintiff's social security report confirms plaintiff's Mar-a-lago employment was confined to calendar year 2000. EXHIBIT R. Faced with overwhelming proof that her claims of meeting Ms. Maxwell at the age of 15 in the year 1999 were false, plaintiff finally conceded as much at her deposition on May 3, 2016. EXHIBIT N at 25-28. She also confessed that she did not spend her "sweet 16th" birthday with Ms. Maxwell, as detailed in her book manuscript and in the press. *Compare* EXHIBIT N at 101-02 *with* EXHIBIT KK at Giuffre04173 ("I spent my sweet 16th birthday on his island in the Caribbean next to 'St. James Isle' he liked to call it 'Little St. Jeff's', his ego was as enormous as his appetite for fornicating. I was given a birthday cake and a new collection of designer make-up from London. Ghislaine made a joke after I blew out my array of candles and said, 'I'd be soon getting too old for Jeffrey's taste, and soon they'd have to trade me in.'"); Paul Lewis, "Jeffrey Epstein: Inside the Decade of Scandal Entangling Prince Andrew," *The Guardian* (Jan. 10, 2015)³³.

Yet, even after conceding she was off by a year, plaintiff persists in suggesting that she must have been a mere "16 year old" when she worked at Mar-a-Lago and met Ms. Maxwell. It was, she testified, a "summer job" for which she had taken a break from school, and she did not turn 17 until later that summer on August 9, 2000. EXHIBIT N at 25-28, 57,104, 113. But the Mar-a-Lago documents conclusively disprove this claim: the spa where plaintiff worked closes every year from Mother's Day until November 1. EXHIBIT U at Mar-a-Lago0212 ("The club

³³ <https://www.theguardian.com/world/2015/jan/10/jeffrey-epstein-decade-scandal-prince-andrew> (last visited Jan. 6, 2017).

never shuts down from November 1 to Mother's Day.”). Spa attendants such as plaintiff are “seasonal” employees. *Id.* Indeed, the spa advertises for its new employees in local newspapers in the fall of every year. EXHIBIT V. Even plaintiff's father – a long time employee of Mar-a-Lago -- described the seasonal nature of the club during his deposition: “[Plaintiff's employment] was probably for a season because Mar-a-Lago is seasonal. I mean, I was there year round but a lot of people are seasonal, you know, because it's like snowbirds, you know, summertime comes and nobody wants to be down in south Florida...[The season is] probably from September or October to, you know, maybe May, I guess.” EXHIBIT T at 72. With the spa closed from Mother's Day to November 1, plaintiff could not have had a “summer job” and could not have worked at Mar-a-Lago until November 2000, at the earliest, when she was over 17 years old.

In sum, Plaintiff's claim in the Joinder Motion that she met Ghislaine Maxwell in 1999 when she was 15 years old is a false statement. Therefore, the January 2015 statement calls the allegations against her “untrue” was factually accurate.

2. The January 2015 statement accurately denied that Ms. Maxwell “regularly participate[d] in Epstein's sexual exploitation of minors” and that “the Government knows” such fact.

The January 2015 statement also accurately denied plaintiff's joinder motion allegation that “it became known to the government that Maxwell herself regularly participated in Epstein's sexual exploitation of minors, including Jane Doe #3.” EXHIBIT D at 3. Ms. Maxwell did not “regularly participate in in Epstein's sexual exploitation of minors” as confirmed by the lead Palm Beach Detective, Joseph Recarey. Det. Recarey confirmed that none of the alleged Epstein victims ever mentioned Ms. Maxwell's name, either in reports he reviewed or in interviews he conducted. None of the alleged victims said they had been “recruited,” paid or exploited by Ms. Maxwell. EXHIBIT GG at 10-11, 177, 180-82, 187-96, 241-42, 278. He verified that the twenty-

two page Palm Beach Police Department affidavit does not mention Ms. Maxwell's name once (*id.* at 177), and she was never considered a suspect and she was never mentioned in the grand jury testimony. *Id.* at 203. Ms. Maxwell was not seen coming or going from the house during any of the Palm Beach Police Department's surveillance of Epstein's home. *Id.* at 214-15. None of her property was seized from Epstein's home. *Id.* at 257. In sum, Det. Recarey denied that knowing anything "about Ghislaine Maxwell's sexual trafficking conduct." *Id.* at 278. He confirmed he has no knowledge that Ms. Maxwell sexually trafficking "anybody." *Id.* at 278-79. Likewise, he has no knowledge of Plaintiff's conduct that is subject of this lawsuit. *Id.* at 259-60. Plaintiff thus has uncovered no evidence that the "government" came to "know" that Maxwell participated in sexual exploitation of Jane Doe #3, i.e., Plaintiff. Plaintiff has not and cannot present clear and convincing evidence to demonstrate the falsity of Ms. Maxwell's denial.

3. The January 2015 statement accurately denied that "with [Ms. Maxwell's] assistance, [Epstein] converted [Plaintiff] into what is commonly referred to as a 'sex slave.'"

Plaintiff claimed in the joinder motion that Ms. Maxwell helped Epstein transform her into a "sex slave" as that term is "commonly" used, yet the incontrovertible evidence establishes the opposite. A "slave" as defined by Merriam-Webster is a "person held in servitude as the chattel of another." Oxford Dictionary defines "slave" as a "person who is the legal property of another and is forced to obey them." Common definitions of "sex slave" include a person who is confined and is raped, sexually abused or prostituted. *See* "Sex Slave," Free Dictionary, located at <http://www.thefreedictionary.com/sex+slave> (last visited Jan. 5, 2017) (underlining supplied). Plaintiff, however, was far from confined or the legal property of another.

Throughout 2000, 2001 and 2002, Plaintiff enjoyed complete freedom of movement and choice. She had a car and then a pickup truck she shared with Figueroa. EXHIBIT P at 67.. She traveled freely to and from multiple jobs working as a waitress, bird aviaries, veterinarian

hospital, Neiman Marcus, Oasis Outsourcing and Southeast Employee Management Company. EXHIBIT R. Plaintiff enrolled in school in June 2000 before she met Maxwell or Epstein and continued her enrollment throughout 2000, 2001 and until March 2002. EXHIBIT O. She worked at multiple restaurants and the animal hospital in 2002. EXHIBIT R. She came and went from her apartment, moved to a new apartment and then moved in with Figueroa's family. She held parties at her apartment with Figueroa and other friends. EXHIBIT Z. When something did not go well, she called the police and filed police reports, without mentioning anything about captivity, confinement or forced sexual exploitation or trafficking, much less "sex slavery." *Id.* and EXHIBIT AA. She had her own money, paid her rent, and bought a vehicle. To Figueroa, she seemed "excited" about meeting famous people and discussed it so much that he tuned it out. EXHIBIT P at 125-26. By any commonly understood definition of sex slavery, Plaintiff did not match the description.

Witness testimony and documentary evidence demonstrate the absence of substantial truth to Plaintiff's claim that Maxwell assisted Epstein in converting her into what is commonly referred to as a "sex slave." The January 2015 statement's denial of that claim cannot therefore be defamatory.

4. The January 2015 statement accurately reported that Plaintiff alleged "sexual relations" with Professor Dershowitz which he denied.

The January 2015 statement accurately reports that "now it is alleged that Alan Dershowitz [sic] is involved in having sexual relations with [Plaintiff], which he denies." The joinder motion made such a claim and Professor Dershowitz publicly and vehemently denied any such sexual contact. *See, e.g., Dershowitz Denies Sex Charge, JTA (Jan. 2, 2015)* ("Dershowitz

declared ‘totally, unequivocally and completely false’ allegations that he had sex with the former staffer for investor Jeffrey Epstein.”).³⁴

Professor Dershowitz has gone beyond a simple denial: he has sworn, repeatedly and in almost every conceivable forum, including the New York Times, the Wall Street Journal, and Good Morning America, that he never had any sexual contact with Plaintiff and never met her. As he set forth in this case in his Declaration in Support of Motion to Intervene, Plaintiff never mentioned his name during her weeklong 2011 interview with journalist Sharon Churcher. Doc.363. It was only after Churcher suggested to Plaintiff that she “must have” met Dershowitz because “we all know he’s a pedo, though we have no proof of that” that Plaintiff then included Dershowitz in her book manuscript, not as a perpetrator of hers, but as someone she had “met” while with Epstein. *Id.* The CVRA joinder motion more than three years later was the first time plaintiff publicized her remarkable claim that she had been sexually trafficked to Dershowitz on “numerous occasions” “while she was a minor,” in Florida, private planes, in New York, New Mexico, and the U.S. Virgin Islands. EXHIBIT D.

Dershowitz, in his own subsequent defamation action against plaintiff’s attorneys Edwards and Cassell, produced approximately 10,000 pages of documents capturing his travels during the 1999-2002 timeframe, none of which coincided with Plaintiff’s story. For example, Dershowitz demonstrated that the only time he visited Epstein’s home in the U.S. Virgin Islands he was accompanied by his wife and his 12 year old daughter. Plaintiff, on the other hand, produced no records demonstrating that any portion of her allegation against him is true. For example, she claimed one sexual encounter occurred on a private plane on which she traveled

³⁴http://www.jta.org/2015/01/02/news-opinion/united-states/dershowitz-denies-lawsuits-sex-charges?utm_source=twitterfeed&utm_medium=twitter&utm_campaign=jtafeed (last visited Jan. 5, 2017).

with Professor Dershowitz. EXHIBIT II at 85. None of the flight logs reveal a flight with the two of them as passengers. EXHIBIT BB. Another time, plaintiff claims, she and Epstein flew together to Boston and she engaged in sexual relations with Professor Dershowitz in the backseat of a limousine between the airport and his home with another female and Epstein next to them. EXHIBIT II at 110-15. No flight logs document any trip with Epstein and plaintiff to Boston and plaintiff cannot recall the other female in the car. EXHIBIT II at 113.

Professor Dershowitz has signed affidavits, provided sworn deposition testimony and sworn pleadings, offered to take a lie detector test, offered to waive the statute of limitations as to himself, and given countless broadcast and news interviews disclaiming any sexual contact with Plaintiff and calling her an outright “liar.”³⁵ The January 2015 statement recounting the allegation against him and his denial is substantially true.

5. The January 2015 statement accurately denied that Ms. Maxwell created and distributed child pornography and that the Government knows of and possesses such child pornography.

Plaintiff’s next assertion regarding Maxwell in the joinder motion was that “Maxwell also took numerous sexually explicit pictures of underage girls involved in sexual activities, including Jane Doe #3,” and that Maxwell “shared these photographs (which constituted child pornography under applicable federal laws) with Epstein.” EXHIBIT D at 4-5. Plaintiff continued: the “Government is apparently aware of, and in certain instances possesses some of these photographs.” *Id.* Yet again, the evidence demonstrates the falsity of Plaintiff’s claim.

Detective Recarey testified that none of Epstein’s alleged victims even mentioned Ms. Maxwell, much less claimed that she had taken naked photographs of them. EXHIBIT GG at 180-82, 187-96, 241-42, 278. Recarey also denied that any evidence belonging to Ms. Maxwell was

³⁵Perhaps most telling, Plaintiff and her phalanx of attorneys have never sued Mr. Dershowitz for his many vociferous attacks on her credibility.

seized from Epstein's home during the execution of the search warrant, which would include any "child pornography" reportedly created by her. *Id.* at 257. Detective Recarey who had entered Epstein's home in 2002 to install security cameras to catch a thief did not observe any "child pornography" within the home, including on Epstein's desk where Plaintiff alleges he kept such a nude photograph of herself. *Id.* at 289-90. And Epstein's housekeeper, Juan Alessi, swore that he "never saw any photographs of Virginia Roberts in Mr. Epstein's house," EXHIBIT HH at ¶ 17, contradicting Plaintiff's claims that nude photographs of her were prominently displayed throughout all of Epstein's homes.

No sexually explicit photographs of Plaintiff were ever produced in discovery in this case or subpoenaed by Plaintiff from any governmental agency. Plaintiff has presented no evidence the government "possesses" any such photographs or indeed ever became "aware of" them.

6. January 2015 statement accurately denied Maxwell acted as "madame" for Epstein to traffic Plaintiff to the rich and famous.

Finally, in the joinder motion, Plaintiff asserted that Ms. Maxwell had "facilitated" sexual abuse "by acting as a 'madame' for Epstein, thereby assisting in internationally trafficking Jane Doe #3 (and numerous other young girls) for sexual purposes." Plaintiff has utterly failed to substantiate her allegation.

Not a single "other young girl" made a claim that Maxwell, or even Epstein for that matter, trafficked them to a third-person for commercial sexual acts. Detective Recarey confirmed that he had no knowledge of Ghislaine Maxwell sexually trafficking anyone. EXHIBIT GG at 278-79. He also confirmed that not a single one of the alleged victims of Epstein ever claimed to have any sexual contact with any man other than Epstein, or that they were sent to another location to have sex with another man or to give a massage to another man. *Id.* at 300-02. None of the other alleged victims of Epstein ever claimed to have gone on his plane with him

or to have had sexual acts with him on his plane. *Id.* at 302-04. None claimed they had gone to New York with him and stayed in his residence. *Id.* at 304-05. Plaintiff, it appears, is the only alleged victim of Epstein who claims she was the subject of such trafficking, yet even she has retracted, amended, and withdrawn many of her allegations, thus rendering (by her own admission) such claim substantially untrue.

Foreign Presidents. Upon questioning under oath, Plaintiff admitted that she had never even met a “foreign president,” much less ever been sexually trafficked to one or to the multiple “foreign presidents” referenced in the joinder motion.

Q: The reference there to foreign presidents, do you see that?

A: Yes.

Q: You were sexually trafficked to foreign presidents?

A: No.

Q: So that’s not true, you were not sexually trafficked to foreign presidents?

A: I don’t know what foreign presidents you’re talking about.

Q: Have you ever been sexually trafficked to any foreign president?

[Objection interposed by Ms. McCawley; Special Master overruled]

A: I understand well-known prime ministers and other world leaders; as far as foreign presidents, I’m not too sure, I don’t know.

Q: Have you ever met any foreign presidents?

A: Foreign presidents as in overseas?

Q: Sure, okay, overseas.

A: No.

Q: Have you ever met any foreign presidents from countries not overseas such as Canada or Mexico?

A: No.

Q: So you were not sexually trafficked to any foreign presidents, is that correct?

A: As far as I know right now, yes.

Q: It's correct that you were not sexually trafficked to them, right?

A: You've asked me this three times and I'm telling you.

EXHIBIT II at 10-12. Indeed, Plaintiff became frustrated by what she perceived as the third time she was asked the question, each time denying that she had met a foreign president or been sexually trafficked to one, clearly indicating that she understood the question, had answered it in the negative and did not want to be re-asked the question again.³⁶ Notably, not a single "foreign president" is listed as a witness with knowledge of Plaintiff's claims in her Rule 26 disclosures.

"Well-known prime minister." Plaintiff also has failed to establish any evidence to support her fantastical claim that she was sexually trafficked to a "well-known prime minister." When questioned, she refused to disclose the identity of the prime minister, even with the protection of a protective order. EXHIBIT II at 12. She has not produced photographs of her with any well-known prime minister, nor any flight log showing a well-known prime minister on Epstein's airplane. She has not identified herself as being in any location with a well-known prime minister, nor the date of any such encounter. The only evidence that Plaintiff has ever been even in the company of a well-known prime minister is her uncorroborated word.

"World leaders." Likewise, when asked about "world leaders" to whom she was trafficked, Plaintiff referred vaguely to someone she was introduced to as a "prince."

Q: Other world leaders, what other world leaders were you sexually trafficked to?

[Objection interposed and overruled by Special Master]

A: Okay. Prince Andrew for one.

Q: Other than Prince Andrew?

³⁶Plaintiff and her counsel later devised a plan to just outright change these three answers through the errata sheet, claiming that Plaintiff had "misunderstood the question" and she had in fact been trafficked to such a president. EXHIBIT JJ. As her clear answers and frustration at the repeated nature of the questioning demonstrates, however, she had no trouble whatsoever understanding the question at the time.

A: There is another individual that I honestly do not know his name.

Q: What country is he from?

A: I'm not too sure, he spoke in a foreign—he did speak foreign tongue, he spoke English as well, but I'm not too sure where he was from?

Q: How do you know he is a world leader?

A: I was introduced to him as a prince.

...

Q: Did you – where were you when you met him?

A: On this occasion the South of France.

...

Q: Where in the South of France were you?

A: I don't know.

Q: Were you on a boat, were you in a house?

A: We were at a like a cabana, not cabana, like a resort, but it was a big party.

Q: Who was throwing the party?

A: I don't know. I was just brought there.

EXHIBIT II at 15-17. Indeed, this is almost the identical answer that Plaintiff later gave when questioned about what which “powerful businessmen” she had been sent to have sex with:

Q: Where were you sent to have sex with the owner of a large hotel chain by Ghislaine Maxwell?

A: I believe that was one time in France.

Q: I believe it was around the same time that Naomi Campbell had a birthday party.

A: Where did you have sex with the owner of a large hotel chain in France around the time of Naomi Campbell's birthday party?

A: In his own cabana townhouse thing. It was part of a hotel, but I wouldn't call it a hotel. . . .

EXHIBIT N at 203. In fact, Naomi Campbell's birthday is May 22, 1970. [WIKIPEDIA]. The flight logs do not show plaintiff traveling to France in May 2001 or May 2002. EXHIBIT BB at DR_0046, DR_0056. On May 22, 2002, for example, Epstein was in Russia.

In her joinder motion, Plaintiff made the additional claim that Epstein (not Maxwell) sexually trafficked her to "model scout" Jean Luc Brunel on numerous occasions and in numerous places, including "the South of France." EXHIBIT D at 5-6. The flight logs, however, demonstrate that Plaintiff was never in the "south of France," much less on multiple occasions. The one and only trip reflecting travel by Plaintiff to France was a trip on March 6, 2001 from a fueling stop in Canada to Paris, followed by a departure from Paris on March 8, 2001 to Granada. EXHIBIT BB at DR_000043; EXHIBIT CC at 107. Although there are other flights in which Epstein went to Nice in the south of France, Plaintiff is not on any of them and none are near Naomi Campbell's birthday on May 22.

Plaintiff's claim in her joinder motion about having been trafficked to other "prominent American politicians" and other world leaders have gone unsubstantiated and are patently incredible. Because these men are publicized to have been in the company of Epstein on at least one occasion, such was apparently sufficient for Plaintiff to claim she had been trafficked to them. For example, Plaintiff claimed at her deposition that these powerful men to whom she was trafficked included Marvin Minsky. EXHIBIT N at 204. Dr. Minsky, a world-renowned scholar and long-time professor at MIT, passed away in January 2016 at the age of 88.³⁷ At the time of his passing, he had been married to his wife, pediatrician Dr. Gloria Rudisch, since 1952 and had three children and four grandchildren. His name appears on one of Epstein's flight logs as having traveled with a large group of individuals, including plaintiff, from New Jersey to Santa Fe on

³⁷ <https://www.bostonglobe.com/metro/2016/01/25/marvin-minsky-dies-mit-professor-helped-found-field-artificial-intelligence/A8y6ey8S0QAao463Z2ooO/story.html>

March 29 and returning on March 31, 2001.³⁸ The other passengers included world-renowned philanthropist Dr. Henry Jarecki, now aged 83, also a long-time husband, famed academic and scholar, and famous philanthropist.³⁹

Plaintiff produced no evidence substantiating any of her fantastical claims that she had been trafficked by Epstein, or by Maxwell, to any of these men or any others. No witnesses vouched for seeing plaintiff in the company of politicians George Mitchell or Bill Richardson to whom plaintiff claims she was sent. She produced no photographs of herself with them. She had a journal where she claims she documented their names, but she claims she burned that journal in 2013. In May 2011, plaintiff inquired by email to journalist Sharon Churcher to “remind” her of the famous people to whom she was trafficked. Plaintiff has not supported her claims with clear and convincing evidence and thus, Ms. Maxwell’s denials and characterizations of these claims as “obvious lies” is not defamatory as a matter of law.

CONCLUSION

For the foregoing reasons, the Court should grant summary judgment in favor of Ms. Maxwell.

³⁸ Plaintiff claims, however, that she was trafficked to Dr. Minsky in the U.S. Virgin Islands.

³⁹ https://en.wikipedia.org/wiki/Henry_Jarecki

January 6, 2017.

Respectfully submitted,

/s/ Laura A. Menninger

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UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

-----X

VIRGINIA L. GIUFFRE,

Plaintiff,

v.

15-cv-07433-RWS

GHISLAINE MAXWELL,

Defendant.

-----X

**Declaration of Laura A. Menninger in Support of
Defendant's Motion For Summary Judgment**

I, Laura A. Menninger, declare as follows:

1. I am an attorney at law duly licensed in the State of New York and admitted to practice in the United States District Court for the Southern District of New York. I am a member of the law firm Haddon, Morgan & Foreman, P.C., counsel of record for Defendant Ghislaine Maxwell in this action. I respectfully submit this Declaration in support of Ms. Maxwell's Motion for Summary Judgment.¹

2. Attached as Exhibit A is a true and correct copy of an article by Sharon Churcher entitled "Prince Andrew and the 17-year-old girl his sex offender flew to Britain to meet him," DAILY MAIL, dated March 2, 2011.

¹ At trial, defendant intends to produce either the custodian of record relevant to any disputed document or a certification in compliance with either Fed. R. Evid. P. 803 and/or 902. See Fed. R. Civ. P. 56(c). Apart from deposition testimony, the majority of non-deposition documents herein were either produced by plaintiff or obtained with releases signed by plaintiff.

3. Attached as Exhibit B is a true and correct copy of an article by Sharon Churcher entitled “Teenage girl recruited by paedophile Jeffrey Epstein reveals how she twice met Bill Clinton,” DAILY MAIL, dated March 5, 2011.

4. Attached as Exhibit C is a true and correct copy of a statement on behalf of Ms. Maxwell dated March 9, 2011.

5. Attached as Exhibit D (filed under seal) is a true and correct copy of the corrected Motion for Joinder, *Doe v. United States*, No. 08-80736-Civ-Marra/Johnson (S.D. Fla. Jan. 2, 2015).

6. Attached as Exhibit E is a true and correct copy of an Order Denying Motion to Join Under Rule 21, *Doe v. United States*, No. 08-80736-Civ-Marra/Johnson (S.D. Fla. Apr. 7, 2016).

7. Attached as Exhibit F is a true and correct copy of a statement on behalf of Ms. Maxwell dated January 2, 2015.

8. Attached as Exhibit G (filed under seal) are true and correct copies of excerpts from the November 18, 2016 deposition of Ross Gow, designated Confidential under the Protective Order.

9. Attached as Exhibit H (filed under seal) is a true and correct copy of Plaintiff’s Response to Second Request for Production and to Interrogatories and Requests for Admissions, dated July 1, 2016.

10. Attached as Exhibit I (filed under seal) is a true and correct copy of Plaintiff’s Supplemental Responses to to Interrogatory Nos. 6, 12 and 13, dated August 17, 2016, designated Confidential under the Protective Order.

11. Attached as Exhibit J (filed under seal) is a true and correct copy of the Declaration of Ghislaine Maxwell, dated January 6, 2017.

12. Attached as Exhibit K (filed under seal) is a true and correct copy of the Declaration of Philip Barden, dated January 6, 2017.

13. Attached as Exhibit L (filed under seal) are true and correct copies of excerpts from the June 23, 2016 deposition of James Austrich, designated Confidential under the Protective Order.

14. Attached as Exhibit M (filed under seal) is a true and correct copy of Plaintiff's passport application, dated January 12, 2001, designated Confidential under the Protective Order.

15. Attached as Exhibit N (filed under seal) are true and correct copies of excerpts from the May 3, 2016 deposition of Virginia Giuffre, designated Confidential under the Protective Order.

16. Attached as Exhibit O (filed under seal) are true and correct copies of Plaintiff's school records Bates stamped GM_00888 and GIUFFFREE004981-88 and designated Confidential under the Protective Order.

17. Attached as Exhibit P (filed under seal) are true and correct copies of excerpts from the June 24, 2016 deposition of Tony Figueroa, designated Confidential under the Protective Order.

18. Attached as Exhibit Q (filed under seal) are true and correct copies of excerpts from the November 14, 2016 deposition of Virginia Giuffre, designated Confidential under the Protective Order.

19. Attached as Exhibit R (filed under seal) is a true and correct copy of Plaintiff's Social Security records dated October 25, 2016, Bates stamped GIUFFRE009175, designated Confidential under the Protective Order.

20. Attached as Exhibit S (filed under seal) is a true and correct copy of Mar-A-Lago records, Bates stamped MAR-A-LAGO-0001 and MAR-A-LAGO-0161-0177.

21. Attached as Exhibit T (filed under seal) is a true and correct copies of excerpts from the May 20, 2016 deposition of Sky Roberts, designated Confidential under the Protective Order.

22. Attached as Exhibit U (filed under seal)) is a true and correct copy of the Mar-A-Lago employee handbook, dated October 28, 1995, Bates stamped MAR-A-LAGO-0178-0243.

23. Attached as Exhibit V (filed under seal) is a true and correct copy of the Mar-A-Lago advertisement, Bates stamped MAR-A-LAGO-0086.

24. Attached as Exhibit W (filed under seal) is a true and correct copy of Plaintiff's Courtyard Animal Hospital employment application, Bates stamped GIUFFRE009201-11, designated Confidential under the Protective Order.

25. Attached as Exhibit X(filed under seal) is a true and correct copy of the Royal Palm Beach Police Department Offense Report date, June 10, 2001, Bates stamped GM_00780-82.

26. Attached as Exhibit Y (filed under seal) is a true and correct copy of the Royal Palm Beach Police Department Probable Cause Affidavit date, November 19, 1999, Bates stamped GM_01223-28.

27. Attached as Exhibit Z (filed under seal) is a true and correct copy of the Royal Palm Beach Police Department Offense Report date, August 3, 2001, Bates stamped GM_00777-79.

28. Attached as Exhibit AA (filed under seal) is a true and correct copy of the Palm Beach County Sheriff's Offense Report date, June 02, 2002, Bates stamped GM_00748-79.
29. Attached as Exhibit BB (filed under seal) are true and correct copies of David Rodgers flight logs from November 1995 to May 2013, Bates stamped DR__0001-DR0107.
30. Attached as Exhibit CC (filed under seal) is a true and correct copy of excerpts from the June 3, 2016 deposition of David Rodgers, designated Confidential under the Protective Order.
31. Exhibit DD left intentionally blank.
32. Attached as Exhibit EE (filed under seal) is a true and correct copy of the Royal Palm Beach Police Citation Tracking Report date, June 19, 2002, Bates stamped GM_00776.
33. Attached as Exhibit FF (filed under seal) is a true and correct copy of the Palm Beach County Sheriff's Offense Report, Bates stamped GM_01202-28.
34. Attached as Exhibit GG (filed under seal) is a true and correct copies of excerpts from the June 21, 2016 deposition of Joseph Recarey, designated Confidential under the Protective Order.
35. Attached as Exhibit HH (filed under seal) is a true and correct copy of the Affidavit of Juan P. Alessi, dated January 13, 2016, Bates stamped GM_01197-1201.
36. Attached as Exhibit II (filed under seal) is a true and correct copy of excerpts from the Deposition of Virginia Giuffre taken in *Cassell v. Dershowitz*, on January 16, 2016, and designated as Confidential under the Protective Order.

37. Attached as Exhibit JJ (filed under seal) is a true and correct copy of Errata Sheet from the January 16, 2016 deposition of Virginia Giuffre taken in *Cassell v. Dershowitz*, dated February 11, 2016 and designated by Plaintiff as Confidential under the Protective Order.

38. Attached as Exhibit KK (filed under seal) is a true and correct copy of The Billionaire Playboys Club book manuscript, designated by Plaintiff as Confidential under the Protective Order.

39. Attached as Exhibit LL is a true and correct copy of the Victims Refuse Silence, Inc. Articles of Incorporation dated December 23, 2014, GIUFFRE001064-65.

40. Attached as Exhibit MM (filed under seal) is a true and correct copy of excerpts from the September 8, 2016 deposition of Brittany Henderson, designated Confidential under the Protective Order.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on January 6, 2017.

s/ Laura A. Menninger

Laura A. Menninger

CERTIFICATE OF SERVICE

I certify that on January 6, 2017, I electronically served this *Declaration of Laura A. Menninger in Support of Defendant's Motion for Summary Judgment* via ECF on the following:

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Selected docket entries for case 18–2868

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08/09/2019	<u>280</u> UNSEALED SUMMARY JUDGMENT RECORD, DOCKETED	39	UNSEALED SUMMARY JUDGMENT RECORD, appendix 6 of 13 , pursuant to the Court's decision dated July 3, 2019, DOCKETED. [2628232] [18–2868]
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UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

-----X
VIRGINIA L. GIUFFRE,
Plaintiff,
v.
GHISLAINE MAXWELL,
Defendant.
-----X

15-cv-07433-RWS

**Reply Brief in Support of Defendant's
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PRELIMINARY STATEMENT

Before the Court reaches the question whether plaintiff can prove falsity and actual malice, it should decide three questions of law, one that narrows considerably the legal issues and two that dispose of the case entirely.

1. It is undisputed Ms. Maxwell, through her agents, sent to various media-representatives—and to no one else—the January 2015 statement. It is undisputed she had no control over any of the media that decided to republish excerpts from the statement. On these facts, under black letter New York law, she is not responsible for these republications. Plaintiff’s contrary argument relies on a “foreseeability” doctrine the New York Court of Appeals has specifically rejected. Summary judgment should enter in favor of Ms. Maxwell as to any republication.

2. Under the New York Constitution, whether a statement is constitutionally nonactionable opinion depends upon, among other things, an examination of the full context of the communication and consideration of the setting surrounding it. The January 2015 statement, making no reference to specific allegations, explains *why* the author believes plaintiff’s allegations are “obvious lies”: “Each time the story is re told [sic] it changes with new salacious details” It is an expression of a venerable opinion: when a person falsely cries wolf previously, others are free to opine she is telling falsehoods now. This is nonactionable opinion.

3. Under New York law, a statement made pertinent to good faith anticipated litigation is nonactionable. The statement was sent exclusively to the media representatives, and contained a clear message: the media should not republish plaintiff’s “obvious lies,” else Ms. Maxwell would sue them. Such a statement is nonactionable.

If the Court reaches the question of falsity and actual malice, the Rule 56 record establishes plaintiff cannot prove falsity and actual malice by clear and convincing evidence.

ARGUMENT

I. Ms. Maxwell is not liable for republications of the January 2015 statement.

Under black letter New York law, liability for republication of an allegedly defamatory statement “must be based on real authority to influence the final product.” *Davis v. Costa-Gavras*, 580 F. Supp. 1082, 1096 (S.D.N.Y. 1984). “[W]here a defendant ‘had no actual part in composing or publishing,’ he cannot be held liable.” *Id.* (citing *Folwell v. Miller*, 145 F. 495, 497 (2d Cir. 1906)); accord *Geraci v. Probst*, 938 N.E.2d 917, 921 (N.Y. 2010). “[C]onclusive evidence of lack of actual authority [is] sufficiently dispositive that the [trial court] ‘ha[s] no option but to dismiss the case’” *Id.* (emphasis supplied; quoting *Rinaldi v. Viking Penguin, Inc.*, 420 N.E.2d 377, 382 (N.Y. 1981)).

It is undisputed Ms. Maxwell and her agents had no ability to control and did not control whether or how the media-recipients would use the statement. DOC. 542-7, Ex.J ¶¶ 2-3; *id.*, Ex.K ¶ 24. Unsurprisingly, plaintiff has offered no evidence of such control. *A fortiori* this Court “ha[s] no option but to dismiss the case,” *id.* (internal quotations omitted), to the extent it is founded upon the media’s republication of the statement.

A. Plaintiff’s argument against summary judgment is substantially groundless.

A legal argument is frivolous if it is presented contrary to a “long line of authorities” and the “fundamental principles”¹ of the underlying substantive law. Plaintiff Giuffre’s argument opposing summary judgment as to republication is frivolous.

The New York Court of Appeals in *Geraci* followed a long line of New York cases holding that a defamation defendant is not liable for republication of his allegedly defamatory statement unless he had “actual authority” to control the decision to republish: “Our

¹*Porky Prods. v. Nippon Exp. U.S.A.*, 1 F.Supp.2d 227, 234 (S.D.N.Y. 1997), *aff’d*, 152 F.3d 920 (2d Cir. 1998).

republication liability standard has been consistent for more than one hundred years.” See *Geraci*, 938 N.E.2d at 921 (footnote omitted). Indeed, the *Geraci* court observed, the New York Court of Appeals in *Schoepflin v. Coffey*,² a case decided in 1900, held:

“*It is too well settled to be now questioned that one who . . . prints and publishes a libel[] is not responsible for its voluntary and unjustifiable repetition, without his authority or request, by others over whom he has no control and who thereby make themselves liable to the person injured, and that such repetition cannot be considered in law a necessary, natural and probable consequence of the original slander or libel.*”

938 N.E.2d at 921 (emphasis supplied; quoting *Schoepflin*, 56 N.E. at 504).

The cases in which this Court and its sister courts in this Circuit assiduously have followed this line of New York cases are legion.³ The Second Circuit was in the vanguard.⁴

²56 N.E. 502 (N.Y. 1900).

³See *Egiazaryan v. Zalmayev*, 880 F. Supp. 2d 494, 501 (S.D.N.Y. 2012) (“[t]he original publisher is not liable for republication where he had ‘nothing to do with the decision to [republish] and [he] had no control over it.’”) (quoting *Rinaldi v. Viking Penguin, Inc.*, 425 N.Y.S.2d 101, 104 (1st Dep’t 1980), *aff’d*, 420 N.E.2d 377 (N.Y. 1981)); *Egiazaryan v. Zalmayev*, No. 11 CIV. 2670 PKC, 2011 WL 6097136, at *5 (S.D.N.Y. Dec. 7, 2011) (same); *Davis v. Costa-Gavras*, 595 F. Supp. 982, 988 (S.D.N.Y. 1984) (“Under New York law, liability for a subsequent republication must be based on real authority to influence the final product, not upon evidence of acquiescence or peripheral involvement in the republication process.”); *Davis*, 580 F. Supp. at 1094 (original publisher not liable for injuries caused by the republication “‘absent a showing that they approved or participated in some other manner in the activities of the third party republisher’”) (quoting *Karaduman v. Newsday, Inc.*, 416 N.E.2d 557, 560 (N.Y. 1980)); *Croy v. A.O. Fox Mem’l Hosp.*, 68 F. Supp. 2d 136, 144 (N.D.N.Y. 1999) (“The original author of a document may not be held personally liable for injuries arising from its subsequent republication absent a showing that the original author approved or participated in some other manner in the activities of the third-party republisher.”) (citations omitted); *Cerasani v. Sony Corp.*, 991 F. Supp. 343, 351 (S.D.N.Y. 1998) (“a libel plaintiff must allege that the party had authority or control over, or somehow ratified or approved, the republication”).

⁴See *Folwell v. Miller*, 145 F. 495, 497 (2d Cir. 1906) (affirming directed verdict in favor of managing editor: “when it appears affirmatively that he was not on duty [upon receipt of libelous matter and its republication], and could not have had any actual part in composing or publishing, we think he cannot be held liable without disregarding the settled rule of law by which no man is bound for the tortious act of another over whom *he has not a master’s power of control*”) (emphasis supplied), *quoted with approval in Davis I*, 580 F. Supp. at 1096; *Cerasani*, 991 F. Supp. at 351.

In the face of this uninterrupted line of New York state (and federal) cases dating back to the nineteenth century powerfully establishing a bright line rule regarding republication liability, plaintiff Giuffre manages what amounts to a—frivolous—murmur of opposition. She claims there are “[t]wo standards” in New York law: one “older,” and one “more modern.” Resp. 28. The “older” standard, plaintiff says, is represented by the legion of cases we have cited. The “more modern formulation”—where can it be found? Why, in one place: a treatise on defamation. *Id.* (citing *Sack on Defamation* § 2.7.2, at 2-113 to -114 (4th ed. 2016)). It surely is frivolous to argue that a treatise creates a republication-liability standard that is separate from, “more modern” than, and supersedes the New York Court of Appeals’ 2010 decision in *Geraci* and this Court’s 2012 decision in *Egiazaryan*.

Trying to build on this start, plaintiff argues, “New York appellate courts have *repeatedly held* than an individual is liable for the media publishing that individual’s defamatory press release.” Resp. 28 (emphasis supplied). Even if we accept plaintiff’s mischaracterization of the January 2015 statement as a “press release,”⁵ her argument still would be meritless. To begin with, when plaintiff says the New York appellate courts have “repeatedly” supported her claimed rule of law, she means . . . twice. And an examination of those two cases reveals she is quite wrong and, worse, has advanced a seriously misleading argument. Neither case involved, as here, a motion for summary judgment. In both cases, the New York appellate division affirmed the denial of a motion to dismiss under the state’s equivalent of Federal Rule of Civil Procedure 12(b)(6). *See Levy v. Smith*, 18 N.Y.S.3d 438, 439 (2d Dep’t 2015); *National Puerto Rican Day Parade, Inc. v. Casa Pubs.* (“*NPR*”), 914 N.Y.S.2d 120, 122-23 (1st Dep’t 2010).

⁵As discussed in This Reply, at 16-19, the January 2015 statement would be a strange “press release,” as it threatened to sue the very press to which it was “releasing” information.

This argument, too, is frivolous. Despite plaintiff's baseless claim there is an "old" formulation and a "more modern" formulation of republication-liability law in New York, both cases she cites *applied the same "old" standard used by the New York Court of Appeals in Geraci, by this Court in the two Egiazaryan cases*, and by us in our Memorandum of Law in support of Ms. Maxwell's motion for summary judgment. *See Levy*, 18 N.Y.S.3d at 439 (citing *Geraci* and *Schoepflin*); *NPR*, 914 N.Y.S.2d at 594-95 (citing *Hoffman v. Landers*, 537 N.Y.S.2d 228, 231 (2d Dep't 1989) (citing *Schoepflin*)).

Both the courts in *Levy* and *NPR* applied the *Geraci* standard and the 12(b)(6) standards, e.g., assuming the pleaded facts were true. They concluded it was possible to infer from the complaints' allegations that the defendant caused the republications. Accordingly, they denied the motions to dismiss. *See Levy*, 18 N.Y.S.2d at 439; *NPR*, 914 N.Y.S.2d at 123. It was improper for plaintiff to cite these cases without disclosing they are 12(b)(6) cases in which the courts applied the *Geraci* republication rule and inferred facts from the pleaded allegations.

B. New York state and federal courts have rejected liability for republication based on "foreseeability."

Plaintiff cites section 576 of the Restatement (Second) of Torts for the proposition that if republication was foreseeable, then the defendant is the cause of any special damages from the republication. This argument is frivolous. As an initial matter, plaintiff has pleaded no special damages. *See Doc.1; Doc.23 at 23; Doc.37 at 17.*

Regardless, the New York Court of Appeals in *Geraci* *rejected* the Restatement's foreseeability doctrine. *See* 938 N.E.2d at 921-22 (noting that section 576's foreseeability standard "is not nearly as broad as plaintiff . . . suggest[s]" and "[t]hat *we did not endorse* such a broad [Restatement] standard of foreseeability in *Karaduman* is evident from our decision the following year in *Rinaldi*") (emphasis supplied).

While trying to distinguish this Court’s decision in *Davis*, plaintiff fails to disclose that *Davis* itself—decided 26 years before *Geraci*—also *rejected* plaintiff’s foreseeability argument. The *Davis* plaintiffs, like plaintiff Giuffre here, also asserted republication liability, despite defendant’s lack of participation, on the ground “he could reasonably have foreseen that republication would occur.” 580 F.Supp. at 1096. This Court, relying on *Karaduman*, was unpersuaded: The New York Court of Appeals “has not applied the foreseeability standard suggested by plaintiffs in prior libel cases in which such a standard would have been relevant, if not controlling.” *Id.* This Court noted: The jurisdictions that have adopted a foreseeability standard “have refused to hold responsible a defendant with no control or influence over the entity that actually republished the statement.” *Id.* Plaintiff’s failure to disclose this Court’s holdings in *Davis* is a notable lapse in candor.

C. Plaintiff’s purported application of the *Geraci* rule is misleading and wrong.

Plaintiff eventually purports to apply the “old” standard, that is to say, the controlling law in the state of New York. She argues Ms. Maxwell “authorized” the January 2015 statement, “paid money to her publicist to convince media outlets to publish it,” “request[ed]” its publication, “made a deliberate decision to publish her press release,” “actively participated” in “the decision to publish her press release,” was “active” in “influencing the media to publish” the statement, and “approved of” and “pushed for” the publication of the statement. Resp. 30-31. These argument-manufactured facts have no record support.

In applying the controlling law, plaintiff wittingly makes a mess of it. She disingenuously suggests any help Ms. Maxwell gave to help her lawyer prepare the January 2015 statement and her signing-off on it are the equivalent of requesting, authorizing and controlling its *republication*. That isn’t the law. The “authority” required for republication liability is the “actual authority . . . to *decide upon or implement*” the republication. 580 F.Supp. at 1095

(emphasis supplied; citing *Rinaldi*, 420 N.E.2d at 382). Judge Sofaer studied *Rinaldi*'s holding, and noted republication liability must be based on a "decision" by the defendant to republish and must focus on "real authority to influence the final product, *not upon evidence of acquiescence or peripheral involvement in the republication process.*" *Id.* at 1096 (emphasis supplied).

Accordingly, Judge Sofaer held, when there is "conclusive evidence of lack of actual authority" this is "dispositive" of republication liability and the trial court "ha[s] *no option but to dismiss the case* against the [defendant]." *Id.* (emphasis supplied; quoting *Rinaldi*, 420 N.E.2d at 382).

There is no evidence Ms. Maxwell "paid money to her publicist to convince" the media to publish her statement; this is why plaintiff cites no evidence to support that assertion. *See* Resp. 30. Mr. Gow's email containing the statement says nothing to "convince" the media to publish the statement. *See* Doc.542-6, Ex.F. There is no evidence Ms. Maxwell was "active" in "influencing the media to publish" it; nor is there any evidence she "pushed for" or "requested" its publication; this is why plaintiff cites no evidence to support these assertions. *See id.* 31.

Indeed, plaintiff has zero evidence Ms. Maxwell or her agents ever did anything to urge or request any media to publish the statement. Mr. Gow presented the January 2015 statement via email to six to thirty media representatives; it was not sent to anyone else; in the email he told the journalists he was presenting a "quotable statement" "on behalf of" Ms. Maxwell and "[n]o further communication will be provided." Doc.542-6, Ex.F. It is undisputed Ms. Maxwell and her agents had no control over the media that republished portions of the statement. Doc.542-7, 542-7, Ex.J ¶¶ 2-3; *id.*, Ex.K ¶ 24.

Plaintiff argues "a jury" should decide whether Ms. Maxwell "authorized or intended" the statement to be republished, or "approved of, and even participated, in" its republication. Resp. 30-31. All plaintiffs want to get to "a jury." The summary-judgment question is whether they deserve to. Plaintiff has offered no evidence to put before a jury on the dispositive *Geraci*

question: whether Ms. Maxwell affirmatively authorized or requested a person or entity “over whom [s]he has . . . control,” 938 N.E.2d at 921. The only new argument plaintiff makes in her entreaty to see “a jury” is that she should be permitted to prove Ms. Maxwell’s “complicity.” As with her other factually bereft arguments, the complicity argument awaits plaintiff’s introduction of facts to support it. Having failed to do so, plaintiff cannot avoid summary judgment.

Plaintiff labors in vain to turn the Barden Declaration into “disputed issues of fact.” For there to be a disputed factual issue, plaintiff would need to introduce evidence disputing his sworn statements. She has not done so. In any event, the Barden Declaration is all but irrelevant to the central, dispositive republication question: whether Ms. Maxwell is liable for the media’s republication of her statement, where they did so without her authority or request and where she and her agents had “no control”⁶ over the media. On this question we cited to the Barden Declaration for one evidentiary fact: Messrs. Barden and Gow had no control over the media.⁷ See Doc.542-7, Ex.K ¶ 24, *cited in* Memo. of Law 14.⁸ Plaintiff has offered no admissible evidence disputing this fact.

“[T]here is no issue for trial unless there is sufficient evidence favoring the nonmoving party for a jury to return a verdict for that party.” *Anderson v. Liberty Lobby, Inc.*, 477 U.S. 242, 249 (1986). It is one thing to argue in conclusory fashion, as plaintiff does, that “a jury” should decide a factual question. It is quite another to identify evidence in the Rule 56 record that raises a genuine question of material fact, which plaintiff does not do. Summary judgment is warranted.

⁶*Geraci*, 938 N.E.2d at 921.

⁷As discussed in Argument I.D., below, we cited more plenarily to the Barden Declaration in connection with a different point—the particular unfairness of subjecting Ms. Maxwell to liability when the media selectively quoted portions of the January 15 statement.

⁸In the Memorandum, we erroneously cited to ¶ 24 of Exhibit J; we intended to cite to ¶ 24 of Exhibit K (Doc.542-1, Ex.K), which is Mr. Barden’s declaration.

D. Subjecting Ms. Maxwell to liability for the media’s republication of excerpts they unilaterally selected is particularly unfair.

It is undisputed that no one ever republished *in toto* the January 2015 statement and that various media unilaterally selected portions of the statement to republish. We said on page 14 of our Memorandum that the media’s “selective, partial republication of the statement is *more problematic yet*” (emphasis altered). That is to say, as improper as it is to hold a publisher of a statement liable for republications over which she had no control, worse is it to make her liable for selective, partial republications of her statement. We relied on the holding in *Rand v. New York Times Co.*, 430 N.Y.S.2d 271, 275 (1st Dep’t 1980), that a publisher cannot be charged with a republisher’s “editing and excerpting of her statement.” Memo. of Law 14.

Plaintiff argues that our position is “absurd on its face” because “[i]t would mean . . . a defamer could send to the media a long attack on a victim with one irrelevant sentence and, when the media quite predictably cut that sentence, escape liability.” Resp. 32. This argument has two erroneous assumptions. One is that the “defamer” can “escape liability.” Not true. An original publisher remains liable for her defamation. We are concerned here with *republication*. The second wrong assumption is that the original publisher must always remain liable for any republication. *Geraci* rejects that view: Under New York law “each person who repeats the defamatory statement is responsible for the resulting damages.” 938 N.E.2d at 921.

The effort by plaintiff to distinguish *Rand* is meritless. She argues the media’s republication of the January 2015 statement actually was not a republication at all, just an original publication. Resp. 32. *That* argument is “absurd on its face,” *id.*, since there is no dispute Ms. Maxwell did not control the media’s decision to republish (excerpts from) the statement. Plaintiff next argues the media did not “edit[]” or “tak[e] . . . quote[s] out of context.” *Id.* Plaintiff could not be more wrong. As she concedes, all republications of the statement by the

media were selective, partial republications of the statement. Any such selective, partial republication by definition took those excerpts “out of context.” This is so because Mr. Gow informed the media in his email that he was providing “a quotable statement,” Doc.542-6, Ex.F, not a statement “from which you, the media, are free to excerpt as you please.”

More importantly, as Mr. Barden explained, selectively excerpting the statement substantially altered his message. *See id.*, Ex.K ¶ 20. For example, when he said in the third paragraph that plaintiff’s claims are “obvious lies,” it followed two paragraphs in which he explained *why* it was obvious the new claims are lies. *See id.*, Ex.K ¶¶ 19-22. Excerpting and republishing only the “obvious lies” phrase—as plaintiff did in her complaint—certainly gives the reader a different understanding than if the media had republished the entire statement. As *Rand* held: A defendant cannot be liable for the republication of derogatory but constitutionally protected opinion “when the foundation upon which that opinion is based is omitted. The defamatory remark should be read against the background of its issuance.” 430 N.Y.S.2d at 275 (internal quotations omitted).

Plaintiff argues: “A jury could reasonably conclude that [Ms. Maxwell’s] statement that Ms. Giuffre’s *claims of child sexual abuse* are ‘obvious lies’ is not a rhetorical device, nor hyperbole, but a literal and particular affirmation that [plaintiff] lied.” Resp. 33 (emphasis supplied). We italicize plaintiff’s rhetorical sleight of hand. As plaintiff knows, nowhere did the January 2015 statement specify which of plaintiff’s countless allegations are “obvious lies.” Indeed, this is the problem with plaintiff’s case: since the statement specified no particular allegations as obvious lies, plaintiff believes she is entitled to “prove” the truth of every allegation she ever has made about her alleged experience as a “sex slave.” What Mr. Barden’s declaration makes clear is he deliberately made no reference to any specific allegation by plaintiff. He had a bigger target: plaintiff’s credibility. He used the statement to show plaintiff’s

behavior is that of a liar, i.e., one who increasingly embellishes her story, and her allegations become more and more outlandish, so that by January 2015 she was claiming to have had sex with a well respected Harvard law professor, Alan Dershowitz. *See* Doc.542-7, Ex.K ¶¶ 19-22.

Contrary to plaintiff’s argument, “even apparent statements of fact may assume the character of statements of opinion, and thus be privileged, when made in public debate . . . or other circumstances in which an audience may anticipate the use of epithets, fiery rhetoric or hyperbole.” *Steinhilber v. Alphonse*, 501 N.E.2d 550, 556 (N.Y. 1986) (internal quotations and brackets omitted). That was the case here. Plaintiff falsely—and, as Judge Marra held, “unnecessar[ily]”⁹—alleged in lurid detail that Ms. Maxwell had sexually abused her. The six to thirty journalists would have anticipated a “fiery” denial of the allegations. Regardless, the statement overall was constitutionally protected opinion grounded on facts disclosed to the journalists: plaintiff’s increasingly outlandish and inconsistent stories, her newly embellished allegations, and her increasingly lurid and salacious enhancements of her earlier allegations.

E. Mr. Barden’s declaration is perfectly proper.

Plaintiff makes a plethora of complaints about Mr. Barden’s declarations. None has any merit. She objects to Mr. Barden’s declaration of his intent and purposes for preparing the January 2015 statement because, she says, this implicates the attorney-client privilege. That is untrue. His intent and purposes are by definition *not* attorney-client communications and do not implicate such communications; they are attorney work product,¹⁰ which he is free to disclose.¹¹

⁹Doc.542-5, Ex.E, at 5.

¹⁰*Travelers Indem. Co. v. Northrop Grumman Corp.*, No. 12 CIV. 3040 KBF, 2013 WL 3055437, at *3 (S.D.N.Y. Apr. 22, 2013) (identifying work product as including defense counsel’s “mental impressions, thought processes and strategies connected with [the] defense”).

¹¹*See In re China Med. Techs., Inc.*, 539 B.R. 643, 658 (S.D.N.Y. 2015)

She objects he is “non-deposed.” But Mr. Barden was the third-listed potential witness in our Rule 26(a)(1)(A) disclosure, served on plaintiff a year ago; the disclosure said he “has knowledge concerning press statements by . . . Defendant in 2011-2015 at issue in this matter.”¹² Plaintiff was free to depose him; that she chose not to was her own tactical decision. Finally, plaintiff argues “there are factual disputes” regarding the declaration. But plaintiff identified no such factual disputes relating to the declaration. A party opposing summary judgment cannot create a dispute by arguing, which is all plaintiff does. *See Resp.* 35-38.

F. Plaintiff effectively has confessed Arguments I.B. and I.C. of the Memorandum.

Argument I.B. of the Memorandum contends the First Amendment bars liability for republication by media organizations of the January 2015 statement. *See Memo. of Law* 16-17. Argument I.C. contends that under *Geraci* plaintiff is barred from introducing into evidence any of the media organizations’ republication of the January 2015 statement. *See id.* at 17-18. Plaintiff offers no resistance to these arguments. We respectfully request that the Court consider these arguments confessed. *See, e.g., Cowan v. City of Mount Vernon*, 95 F. Supp. 3d 624, 645-46 (S.D.N.Y. 2015) (citing cases).

II. The January 2015 statement is constitutionally protected opinion.

In deciding whether a statement is opinion the New York Constitution requires application of “the widely used four-part *Ollman*^[13] formula,” *Immuno AG v. Moor-Jankowski*, 567 N.E.2d 1270, 1274 (N.Y. 1991). *See id.* at 1274, 1277-78, 1280-82 (noting *Steinhilber*’s adoption of formula). We addressed each of the four *Ollman* factors. The plaintiff avoids this analysis, choosing merely to block-quote large portions of this Court’s Rule 12(b)(6) order. That

¹²Menninger Decl. EXHIBIT NN, at 2.

¹³*Ollman v. Evans*, 750 F.2d 970 (D.C. Cir. 1984).

is a mistake. *Immuno AG* is the seminal case prescribing the analysis to be used in a *summary-judgment proceeding* for assessing whether under the New York Constitution a statement is absolutely protected as opinion.

Instead of addressing the four factors, plaintiff simply relies on this Court's 12(b)(6) order. The Court's order does not control. In deciding the Rule 12(b)(6) motion, the Court assumed the complaint's allegations were true and drew all reasonable inferences in plaintiff's favor. In this proceeding, plaintiff is not entitled either to the assumption or the inferences. The opinion-versus-fact question will be controlled by the Rule 56 record.

Relying on the Court's order, plaintiff argues that the question whether the three allegedly defamatory sentences are opinion or fact is controlled by *Davis v. Boehm*, 22 N.E.3d 999 (N.Y. 2014), and *Green v. Cosby*, 138 F. Supp. 3d 114 (D. Mass. 2015). *See* Resp. 38. *Davis* was an appeal from a 12(b)(6) dismissal. This procedural posture was critical to its decision:

[D]efendants argue that because a reader could interpret the statement as pure opinion, the statement is as a consequence, nonactionable and was properly dismissed [pursuant to a pre-answer motion]. However, on a motion to dismiss we consider whether any reading of the complaint supports the defamation claim. Thus, although it may well be that the challenged statements are subject to defendants' interpretation, the motion to dismiss must be denied if the communication at issue, taking the words in their ordinary meaning and in context, is also susceptible to a defamatory connotation. We find this complaint to meet this minimum pleading requirement.

Davis, 22 N.E.3d at 1006-07 (internal quotations, brackets, ellipsis and citations omitted).

Green was a decision on the defendant's motion to dismiss. The case was decided under *California* and *Florida* defamation law. *See* 138 F. Supp. 3d at 124, 130, 136-37. The court made it clear the 12(b)(6) procedural posture was critical to its decision: "At this stage of the litigation, the court's concern is whether any fact contained in or implied by an allegedly defamatory statement is susceptible to being proved true or false; if so capable, Defendant cannot avoid application of defamation law by claiming the statement expresses only opinion." *Id.* at 130.

In the case at bar, application of the four *Steinhilber* factors on the Rule 56 record compels a different conclusion. The complaint alleges three sentences in the January 2015 statement are defamatory: in the first paragraph of the statement, plaintiff Giuffre’s allegations are “untrue”; in the same paragraph, the “original allegations” have been “shown to be untrue”; and in the third paragraph, plaintiff’s “claims are obvious lies.”¹⁴ Doc.1 ¶ 30.

Factor 1: Indefiniteness and ambiguity. On the face of the complaint in a 12(b)(6) proceeding, the words “untrue” and “obvious lies” might be susceptible of “a specific and readily understood factual meaning,” Doc.37 at 9. This is especially true if it is taken out of context, e.g., extracted from the statement. But this approach is forbidden. *See, e.g., Law Firm of Daniel P. Foster, P.C. v. Turner Broad. Sys.*, 844 F.2d 955, 959 (2d Cir. 1988).

The first sentence—“[t]he allegations made by [plaintiff] against [Ms. Maxwell] are untrue”—is indefinite and ambiguous because it is wholly unclear which “allegations” are being referenced. The second sentence—“[t]he original allegations . . . have been fully responded to and shown to be untrue”—also is indefinite and ambiguous for the same reason. Additionally, it is unclear what are the “original” allegations. It is unclear what is meant by “shown to be untrue.” What one person may believe is a fact shown to be untrue, another person may believe is a fact not (sufficiently) shown to be untrue. The existence of God, climate change and existence of widespread voter fraud in the election are examples of this. The third sentence—

¹⁴Ms. Maxwell testified in her deposition that she “know[s]” plaintiff is a “liar.” This testimony, plaintiff argues, “contradict[s]” our contention that the three allegedly defamatory sentences in the July 2015 statement are opinion. Resp. 39-40. Plaintiff’s argument is a *non-sequitur*. Ms. Maxwell’s 2016 deposition testimony in which she disclosed all the reasons she believes plaintiff has uttered a plethora of false allegations is irrelevant to whether the three sentences in the July 2015 statement, prepared by Mr. Barden to respond to the joint-motion allegations, are opinions.

“[plaintiff’s] claims are obvious lies”—also is indefinite and ambiguous. An “obvious lie” to one person is not an “obvious lie” to another.

Factor 2: Capable of being characterized as true or false. On the 12(b)(6) record, the Court held the three statements “are capable of being proven true or false.” Doc.37 at 9. As a general question of law, one person’s statement that another person’s allegations are “untrue” or are “obvious lies” is not necessarily capable of being proved true or false—regardless of the subject matter of the opined “untruths” or “lies.” See *Rizzuto v. Nexxus Prod. Co.*, 641 F. Supp. 473, 481 (S.D.N.Y. 1986), *aff’d*, 810 F.2d 1161 (2d Cir. 1986); *Telephone Sys. Int’l v. Cecil*, No. 02 CV 9315(GBD), 2003 WL 22232908, at *2 (S.D.N.Y. Sept. 29, 2003); Memo. of Law 35 (citing cases). As *Steinhilber* observed, “even apparent statements of fact may assume the character of statements of opinion, and thus be privileged.” 501 N.E.2d at 556.

At least two of plaintiff’s CVRA allegations cannot be proven true or false (only two such allegations are needed in order to render the January 15 statement an opinion). We have identified two such allegations in the joinder motion: that Ms. Maxwell “appreciated the immunity granted” to Epstein, and that she “act[ed] as a ‘madame’ for Epstein.” Memo. of Law 22. Plaintiff does not dispute this. The result is that the January 15 statement’s assertion that plaintiff’s “allegations” and “claims” in the joint motion are “untrue” or “obvious lies” is by definition an opinion. It cannot be proven true or false whether Ms. Maxwell “appreciated” Epstein’s immunity or whether she “acted as a madame.” Indeed, it seems quite obvious that the joinder-motion allegations about “appreciation” and “madame” *are themselves opinion*.

In the statement, Mr. Barden on behalf of Ms. Maxwell also says plaintiff’s “original allegations . . . have been fully responded to and shown to be untrue.” Doc.542-6, Ex.F. This cannot be proven true or false. The “full response” to the original allegations is a reference to the “Statement on Behalf of Ghislaine Maxwell” issued March 9, 2011, in response to plaintiff’s

allegations contained in media stories, including the Churcher articles. *See* Doc.542-3, Ex.C. Whether the 2011 statement “fully” responded to the original allegations and whether it “showed” the original allegations to be untrue are pure (argumentative) opinion. “[O]bvious lies” on its face is an opinion. The “obviousness” of a lie simply cannot be proven true or false.

Factor 3: The full context of the statement. Three contextual facts are revealed by the Rule 56 record. **One**, the email transmitting the statement to the media-representatives—along with the third-person references to Ms. Maxwell—told them Ms. Maxwell did not prepare the statement: “Please find attached a quotable statement *on behalf of* Ms. Maxwell.” Doc.542-6, Ex.F (emphasis supplied). It is undisputed that in fact Mr. Barden prepared the bulk of it and ultimately approved and adopted as his work all of it. Doc.542-7, Ex.K ¶ 10.

Two, Mr. Barden’s statement issued on behalf of his client would not be a traditional press release solely to disseminate information to the media; this is why he did not request Mr. Gow or any other public relations specialist to prepare or participate in preparing the statement. *Id.*, Ex.K ¶ 15. The statement was a broad-brush communique to the media about plaintiff and her new allegations; it was not to be a “point by point” rebuttal of each new allegation. *Id.*, Ex.K ¶ 13. The logic and approach to preparing the statement were simple: compare plaintiff’s prior allegations and conduct in telling her story with her current allegations and conduct. *See generally id.*, Ex.K ¶ 13. When he wrote the statement, he knew of plaintiff’s 2011 allegation that she had *not* had sex with Prince Andrew and he knew of her CVRA allegation that she *did* have sex with him. *Id.*, Ex.K ¶ 14. Also within his knowledge was the story she had told Churcher before March 2011—a story that was far *less* provocative and salacious than the one she included in the joinder motion. *See id.*, Ex.K ¶ 5; *compare* Docs.542-1 & 542-2, Exs.A & B (Churcher articles published March 2011) *with* Doc.542-4, Ex.D (plaintiff’s joinder motion containing dramatically different and more lurid and salacious allegations).

Mr. Barden’s approach provides critical context to explaining how the statement builds a logical argument that the new allegations are false. It first notes plaintiff’s “original allegations”; then it points out how the story changed and was embellished over time, “now” with allegations that plaintiff had sex with a prominent and highly respected Harvard law professor (“Each time the story is re told [sic] it changes with new salacious details about public figures and world leaders . . .”). The argument builds up to the opinion in the third paragraph: “[Plaintiff’s] claims are obvious lies and should be treated as such . . .” Doc.542-6, Ex.F. *See generally id.*, Ex.K ¶¶ 13-22. This third paragraph—and the threat in the fourth paragraph to sue the media for republication of plaintiff’s falsehoods—confirms what is plain from the statement itself: it was not a traditional press release.

Three, the statement was intended to respond (via denial) to the media-recipients’ requests for a reply to the new CVRA joinder-motion allegations. *Id.* ¶¶ 8, 10, 16. But more than that, it was intended to be “a shot across the bow” of the media. *Id.* ¶ 17. The logical argument was created to (a) persuade the media-recipients that they needed to “subject plaintiff’s allegations to inquiry and scrutiny”; (b) explain to the media-recipients how it was “obvious” that plaintiff “had no credibility” because of her shifting story and increasingly lurid and salacious allegations as time went on, many of which (e.g., the allegations of sex with Prince Andrew and Professor Dershowitz) on their face appear far-fetched,¹⁵ and (c) warn the media-

¹⁵Since the CVRA joinder motion, there has emerged a substantial amount of evidence—some from plaintiff’s own pen—that plaintiff’s allegations about having been “forced” to have sex with prominent individuals are falsehoods. A telling example is a series of emails between plaintiff and reporter Churcher when plaintiff was working on negotiating a book deal about her alleged experiences and Churcher was trying to help her. On May 10, 2011, plaintiff tells Churcher she cannot remember whom she had told Churcher she had had sex with. Churcher responds, “Don’t forget Alan Dershowitz,” which Churcher says is a “good name for [plaintiff’s] pitch” to her literary agent. It is clear neither Churcher nor plaintiff believed plaintiff

recipients that they republished plaintiff's obvious falsehoods against Ms. Maxwell at their legal peril. *See id.* ¶¶ 13, 16, 17, 20.

As the New York Court of Appeals observed, the context of a statement often is the “key consideration” in fact vs. opinion cases. *Davis*, 22 N.E.3d at 1006. So it is here. As *Davis* suggested, the three challenged statements are “subject to [Ms. Maxwell’s] interpretation,” *id.* at 1007; accord *Sweeney v. Prisoners’ Legal Servs. of N.Y.*, 538 N.Y.S.2d 370, 371-72 (3d Dep’t 1989). The context of the January 2015 statement makes clear that the characterization of plaintiff’s allegations and claims as “untrue” or “obvious lies” are ultimate opinions—conclusions—drawn from disclosed facts.

Factor 4: The broader setting surrounding the statement, including conventions that might signal to readers that the statement likely is opinion and not fact. It is undisputed that the January 2015 statement was sent exclusively to more than six and fewer than thirty media representatives, each of whom expressly had requested from Mr. Gow that he provide them with Ms. Maxwell’s reply to the new joint-motion allegations. Doc.542-7, Ex.K ¶¶ 8, 10. As was obvious from the statement, it was not a traditional press release, as such a release does not explain—lawyer-like—why new allegations when measured against previous allegations lack credibility. Nor does a traditional release threaten to sue the media to whom the release is sent. The media representatives upon receiving the January 2015 statement would have understood it was presenting an (opinionated) argument that plaintiff was not credible because of her

had had sex with Professor Dershowitz, since (a) Churcher suggests that he would be a “good name” to “pitch” *because* of his prominence (“he [represented] Claus von Bulow and a movie was made about that case...title was Reversal of Fortune”), and (b) Churcher states, “We all *suspect* [Professor Dershowitz] is a pedo[phile] and tho *no proof of that*, you probably met him when he was hanging put w [Epstein].” Menninger Decl., EXHIBIT.OO, at Giuffre004096-97 (emphasis supplied).

inconsistent and shifting sex abuse story and her increasingly lurid allegations against more and more prominent individuals. And they would have understood that these characteristics of a storyteller undermine her credibility and *ergo* the credibility of her new allegations.

In its 12(b)(6) order the Court said the three sentences have the effect of denying plaintiff's story but "they also clearly constitute fact to the reader." The ruling is affected in two ways by the Rule 56 record. Based on the foregoing discussion of the evidence, the three sentences clearly constitute (argumentative) opinions of Mr. Barden on behalf of Ms. Maxwell.

Though the Court did not discuss who is "the reader," this is important in *Steinhilber* Factor 4." Under settled defamation-opinion law, an allegedly defamatory statement is to be viewed "from the perspective of the audience to whom it is addressed." *Dibella v. Hopkins*, No. 01 CIV. 11779 (DC), 2002 WL 31427362, at *2 (S.D.N.Y. Oct. 30, 2002). Here, "the reader" is six to thirty journalists. They could not have read the July 2015 statement—or the three allegedly defamatory sentences—the same way it was read by these journalists' audience, i.e., the general public. This is because, as plaintiff implicitly concedes, these journalists only republished excerpts—and not the entirety of the statement, which would have given context to the three sentences. It is axiomatic that an out-of-context republication of the three sentences—without the rest of the statement—would deprive the reader of the logic and reasoning behind the opinionated conclusion that plaintiff was making "untrue" allegations and telling "obvious lies."

III. The pre-litigation privilege bars this action.

A. The privilege applies to the January 2015 statement.

Statements pertinent to a good faith anticipated litigation made by attorneys (or their agents under their direction¹⁶) before the commencement of litigation are privileged and “no cause of action for defamation can be based on those statements,” *Front, Inc. v. Khalil*, 28 N.E.3d 15, 16 (N.Y. 2015). The facts that must be established, therefore, are (a) a statement, (b) that is pertinent to a good faith anticipated litigation, and (c) by attorneys or their agents under their direction. We did this. *See* Memo. of Law 6-8, 33-38; Doc.542-7, Ex.K ¶¶ 8-30. For example, Mr. Barden (a) drafted the vast majority of the January 2015 statement and approved and adopted all of it, (b) directed Mr. Gow to send it to the media representatives who had requested Ms. Maxwell’s reply to plaintiff’s joint-motion allegations, (c) in the statement threatened legal action against these media representatives, and (d) at the time of the statement “was contemplating litigation against the press-recipients.” *Id.*, Ex.K ¶¶ 10, 16-17, 28, 30.

Plaintiff argues without citation to authority: Ms. Maxwell herself did not testify she intended to sue; she hasn’t offered any witnesses to testify she intended to bring a lawsuit; she didn’t in fact sue; and—this one is a *non-sequitur*—the statement was an “attempt[] to continue to conceal her criminal acts.” Resp. 41-42. These arguments fail. The privilege exists without regard to whether *Ms. Maxwell* testifies she “intended” to sue, whether she has “witnesses” to say she intended to sue, or whether she “in fact” sued. It refers to “anticipated” litigation, not “guaranteed” litigation. Indeed, the point of the pre-litigation privilege is to promote communications that *avoid* litigation. *See Khalil*, 28 N.E.3d at 19 (“When litigation is

¹⁶*See Chambers v. Wells Fargo Bank, N.A.*, No. CV 15-6976 (JBS/JS), 2016 WL 3533998, at *8 (D.N.J. June 28, 2016); *see generally Hawkins v. Harris*, 661 A.2d 284, 289-91 (N.J. 1995).

anticipated, attorneys and parties should be free to communicate in order to reduce or avoid the need to actually commence litigation.”). It applies when there is a good faith basis to *anticipate* litigation. Mr. Barden, Ms. Maxwell’s lawyer who *drafted and caused the statement to be sent out*, actually was anticipating litigation. Doc.542-7, Ex.K ¶ 28. The argument that the statement was an attempt to “conceal” Ms. Maxwell’s “criminal acts” is fatuous. It would be hard to *post facto* “conceal” alleged criminal acts that plaintiff luridly and salaciously described in an earlier public filing, i.e., in the CVRA case, in which the United States government was the defendant.

Citing no record evidence, plaintiff argues, “The record evidence shows [Mr. Barden] did not make the [January 2015] statement.” Resp. 42. That argument is easily disposed of by Mr. Barden’s uncontested testimony. *See* Doc.542-7, Ex.K ¶¶ 10-13, 15-17, 20, 26-28, 30.

B. Malice is irrelevant to the pre-litigation privilege.

Citing the New York Court of Appeals’ decision in *Khalil*, we pointed out that malice is not relevant to the pre-litigation privilege. Memo. of Law 34-35. To prevail on the pre-litigation privilege the defendant need only establish *one element*: the allegedly defamatory statement at issue was “pertinent to a good faith anticipated litigation.” *Id.* (quoting *Khalil*, 28 N.E.3d at 16). Plaintiff disputes this and, without discussing *Khalil* or citing authorities, simply argues the pre-litigation privilege is “foreclosed . . . because [Ms. Maxwell] acted with malice.” Resp. 43. As suggested by her inability to find any law to support her, plaintiff is wrong.

Under general New York defamation law, “[t]he shield provided by a qualified privilege may be dissolved” if plaintiff in rebuttal can show that the defendant “spoke with ‘malice.’” *Lieberman v. Gelstein*, 605 N.E.2d 344, 349 (N.Y. 1992); *accord Khalil*, 28 N.E.3d at 19. “Malice” means two things: spite or ill will, and knowledge of falsity or reckless disregard of falsity. *Lieberman*, 605 N.E.2d at 349. Plaintiff relies on this general qualified-privilege law.

The problem for plaintiff is that in *Khalil* the New York Court of Appeals held this general rule does not apply to the pre-litigation privilege. Khalil worked for a company named Front. After eight years, he resigned and began working for “EOC,” one of Front’s competitors. Front’s lawyer Kimmel sent a demand letter to Khalil alleging he had committed criminal, tortious and ethical misconduct. Kimmel sent another demand letter to EOC and others stating Khalil had conspired with EOC to breach his fiduciary duty to Front. Six months later, Front sued Khalil. Khalil brought a third-party claim against Kimmel for libel *per se*. The trial court dismissed the lawsuit, ruling that the letters were “absolutely privileged” under the litigation privilege “and that it therefore did not need to reach the question of malice.” 28 N.E.3d at 17 (internal quotations omitted). The Appellate Division affirmed, holding that the litigation privilege absolutely protected the letter “because they were issued in the context of prospective litigation.” *Id.* at 18 (internal quotations omitted).

The Court of Appeals affirmed, but altered the law on the litigation privilege. It observed, “Although it is well-settled that statements made *in the course of litigation* are entitled to absolute privilege, this Court has not directly addressed whether statements made by an attorney on behalf of his or her client in connection with *prospective litigation* are privileged.” *Id.* (emphasis supplied). Some Appellate Division departments had held the absolute privilege applies to statements made in connection with prospective litigation, but other departments had held such statements were entitled only to a qualified privilege. *Id.*

The answer to whether pre-litigation statements should be absolute or qualified, the Court of Appeals held, is driven by the rationale for protecting pre-litigation statements:

When litigation is anticipated, attorneys and parties should be free to communicate in order to reduce or avoid the need to actually commence litigation. Attorneys often send cease and desist letters to avoid litigation. . . . Communication during this pre-litigation phase should be encouraged and not chilled by the possibility of being the basis for a defamation suit.

Id. at 19. However, the court recognized that “extending privileged status to communication made prior to anticipated litigation has the potential to be abused”; extending an absolute privilege to this context, the court said, “would be problematic and unnecessary.” *Id.*

The court held it would recognize only a qualified privilege for pre-litigation communications. *Id.* Crucially to the case at bar, the court held that the traditional privilege-rebuttal malice was *inapplicable* to the pre-litigation privilege:

Rather than applying the general malice standard to this pre-litigation stage, the privilege should only be applied to statements pertinent to a good faith anticipated litigation. This requirement ensures that privilege does not protect attorneys who are seeking to bully, harass, or intimidate their client’s adversaries by threatening baseless litigation or by asserting wholly unmeritorious claims, unsupported in law and fact, in violation of counsel’s ethical obligations. Therefore, we hold that statements made prior to the commencement of an anticipated litigation are privileged, and that the privilege is lost where a defendant proves that the statements were not pertinent to a good faith anticipated litigation.

Id. (emphasis supplied).

Accordingly, the only question is whether the January 2015 statement Mr. Barden caused to be issued to the six to thirty journalists was “pertinent to a good faith anticipated litigation.” The undisputed evidence establishes that the answer is yes. Mr. Barden anticipated litigation.¹⁷ He “fully complied with [his] ethical obligation as a lawyer.”¹⁸ He was hardly “bully[ing], harass[ing], or intimidat[ing]” the six to thirty journalists, since he caused a press agent, Mr.

¹⁷See Doc.542-7, Ex.K ¶ 28 (“At the time I directed the issuance of the statement, I was contemplating litigation against the press-recipients”); *id.* ¶ 17 (statement was intended as “a shot across the bow”; “the statement was very much intended as a cease and desist letter to the media-recipients, letting [them] understand the seriousness with which Ms. Maxwell considered the publication of plaintiff’s obviously false allegations and the legal indefensibility of their own conduct”); Doc.542-6, Ex.F (“Maxwell . . . reserves her right to seek redress”).

¹⁸Doc.542-7, Ex.K ¶ 26.

Gow, to issue the statement,¹⁹ and he believed he had an affirmative duty in representing Ms. Maxwell to prepare the statement and cause it to be delivered to the journalists.²⁰

Plaintiff argues that when Mr. Barden issued the January 2015 statement on Ms. Maxwell's behalf, he had only “wholly unmeritorious claims, *unsupported in law and fact*, in violation of counsel's ethical obligations” and did not have “good faith anticipated litigation.” Resp. 46 (quoting *Khalil*, 28 N.E.3d at 19; italics omitted). Plaintiff's rationale? Because she was telling the truth and so the media would only be reporting the truth. *Id.* That is a nonsensical, frivolous argument.

Whether Mr. Barden, who represents Ms. Maxwell, had a meritorious or good faith basis for anticipating defamation litigation has nothing to do with whether the media believed plaintiff was telling the truth, and surely not whether *the plaintiff* believed or said she was telling the truth. Based on his knowledge of plaintiff's history, Mr. Barden in good faith believed that plaintiff had been making false allegations for years and that the falsity of the allegations “should have been obvious to the media.” Doc.542-7, Ex.K ¶ 13; *see id.* ¶¶ 14, 16-17, 20-23, 26-28, 30. Accordingly, at the time he caused the statement to issue, Mr. Barden had a good-faith basis to anticipate litigation against any of the media that republished plaintiff's false allegations.

It hardly matters for purposes of the pre-litigation privilege whether the media republished or did not republish plaintiff's allegations or whether Mr. Barden ultimately did or did not sue any of the media for any republication. As the *Khalil* court recognized, “[a]ttorneys often send cease and desist letters to avoid litigation,” 28 N.E.3d at 19, and such letters have a

¹⁹The *Khalil* court admonished attorneys to “exercise caution when corresponding with unrepresented potential parties who may be particularly susceptible to harassment and unequipped to respond properly even to appropriate communications from an attorney.” *Khalil*, 28 N.E.3d at 19 n.2.

²⁰*See* Doc.542-7, Ex.K ¶ 26.

valid purpose protected by the pre-litigation privilege. Mr. Barden testified that the January 2015 statement in fact served as a cease and desist letter. *See* Doc.542-7, Ex.K ¶ 17.

IV. Ms. Maxwell's January 4, 2015, statement is nonactionable.

Plaintiff did not respond to our argument that Ms. Maxwell's January 4, 2015, statement to a reporter is nonactionable. *See* Memo. of Law 38-39. We respectfully submit plaintiff has confessed this point. *See Cowan*, 95 F. Supp. 3d at 645-46.

V. Summary judgment is warranted because plaintiff cannot establish falsity or actual malice by clear and convincing evidence.

Plaintiff is a public figure. *See* Memo. of Law 16-17, 49-54. Therefore, she must prove falsity and actual malice. Under New York law, a public-figure defamation plaintiff must go beyond the federal constitutional minimum and prove falsity by clear and convincing evidence. *Blair v. Inside Ed. Prods.*, 7 F. Supp. 3d 348, 358 & n.6 (S.D.N.Y. 2014) (citing *DiBella v. Hopkins*, 403 F.3d 102, 111 (2d Cir.2005)). She must also prove actual malice by clear and convincing evidence. *Karedes v. Ackerley Grp., Inc.*, 423 F.3d 107, 114 (2d Cir. 2005) (quoting *Phila. Newspapers v. Hepps*, 475 U.S. 767, 773 (1986)).

Clear and convincing evidence is evidence that “produces in the mind of the trier of fact a firm belief or conviction as to the truth of the allegations sought to be established, evidence so clear, direct and weighty and convincing as to enable the factfinder to come to a clear conviction, without hesitancy, of the truth of the precise facts in issue.” *Blair*, 7 F. Supp. 3d. at 358 (internal quotations and brackets omitted).

Plaintiff must prove by clear and convincing evidence (a) the material falsity of three sentences in the context of the January 2015 statement, and (b) Ms. Maxwell's actual malice, i.e., knowledge of the falsity of the three sentences or reckless disregard of whether they were false. The three sentences are: in the first paragraph of the statement, plaintiff's allegations are

“untrue”; in the same paragraph, the “original allegations” have been “shown to be untrue”; and in the third paragraph, plaintiff’s “claims are obvious lies.”²¹ Doc.1 ¶ 30.

Plaintiff cannot prove the falsity of the three sentences, let alone actual malice. If the Rule 56 record establishes that *two* of plaintiff’s CVRA joinder-motion allegations are false and *two* of her “original” allegations are false, this defamation action collapses on itself. This is because the statement does not specify how many of plaintiff’s allegations are false; it certainly does not say “all” plaintiff’s allegations are false. It uses the plural of “allegation.” The plural of allegation literally means “more than one.” *See* Memo. of Law 21.

Sentence No. 1. Since the sentence does not specify any particular allegation and since plaintiff made a plethora of allegations against Ms. Maxwell, plaintiff would be required to prove the truth of every one of the plethora of allegations *and* that Ms. Maxwell knew each one of the allegations was true. Conversely, if there are at least two allegations that plaintiff cannot prove to be true or if there was good reason for Ms. Maxwell to believe at least two of the allegations to be false, then summary judgment should enter against plaintiff.

There are at least two allegations by plaintiff against Ms. Maxwell that are untrue. In the CVRA joinder motion, plaintiff alleged that in plaintiff’s first encounter with Mr. Epstein, Ms. Maxwell took her to Mr. Epstein’s bedroom for a massage that Mr. Epstein and Ms. Maxwell “turned . . . into a sexual encounter,” Doc.542-4, Ex.D, at 3. This allegation contradicted her allegation in the Sharon Churcher article that a woman *other than* Ms. Maxwell

²¹Ms. Maxwell said in her deposition she “know[s]” plaintiff is a “liar.” This testimony, plaintiff argues, “contradict[s]” our contention that the three sentences in the January 2015 statement are opinion. Resp. 39-40. Plaintiff’s argument is a *non-sequitur*. Ms. Maxwell’s 2016 deposition testimony in which she disclosed all the reasons she believes plaintiff has uttered a plethora of false allegations is wholly irrelevant to whether the three sentences in the January 2015 statement, prepared by Mr. Barden to respond to the joint-motion allegations, are opinions.

took her to Mr. Epstein's bedroom; during the massage *that* woman gave instructions to plaintiff, and the massage "quickly developed into a sexual encounter." Doc.542-1, Ex.A, at 4.

A second allegation pertaining to plaintiff's entire story about Ms. Maxwell's introduction of plaintiff to Prince Andrew is untrue. In the joinder motion, plaintiff alleged Ms. Maxwell served an "important . . . role" in "Epstein's sexual abuse ring," namely, connecting Mr. Epstein to "powerful individuals" who would sexually abuse plaintiff. *Id.*, Ex.D, at 5. Plaintiff alleged that in this role Ms. Maxwell introduced plaintiff to Prince Andrew, and she was "forced to have sexual relations with this Prince in three separate geographical locations," including Ms. Maxwell's London apartment. *Id.*, Ex.D, at 5. These allegations directly contradicted her earlier allegations in the 2011 Churcher article that (a) there never was "any sexual contact between [plaintiff] and [Prince] Andrew," and (b) Prince Andrew did not know "Epstein paid her to have sex with [Epstein's] friends." *Id.*, Ex.A, at 6.

Mr. Barden on behalf of Ms. Maxwell said in the first sentence that plaintiff's "allegations"—plural—against Ms. Maxwell are "untrue." We have just established through plaintiff's own contradictory words that it would be fair to characterize at least two of her allegations to be untrue. Having spent significant time with Ms. Churcher in 2011 and having substantial incentive to disclose all important details of her "sex abuse" story, *see* Menninger Decl. EXHIBIT OO, plaintiff in 2011 presented a story that exculpated Ms. Maxwell and Prince Andrew of the very misconduct that in 2015—after securing a lawyer and seeing her story as a profit vehicle—she inculpated them for. In the face of her contradictory allegations, plaintiff cannot possibly prove by clear and convincing evidence that all her joinder-motion allegations are true, or that when Ms. Maxwell said they were untrue, she knew each one of the allegations was true or that she recklessly disregarded whether each one was true.

Under New York law, a defendant's allegedly defamatory statement is held "to a standard of substantial, not literal, accuracy." *Law Firm of Daniel P. Foster*, 844 F.2d at 959. Here, Ms. Maxwell's first sentence *literally* is true: more than one of plaintiff's allegations are "untrue." Accordingly, there is no defamation.

Sentence No. 2. The second sentence at issue in this action states, "The original allegations are not new and have been fully responded to and shown to be untrue." Plaintiff alleges the sentence is defamatory to the extent it asserts the original allegations were "shown to be untrue." Doc.1 ¶ 30. Plaintiff cannot prove this statement's falsity.

It is a matter of pure opinion whether any given allegation was "shown" to be untrue. Some people require more proof than others to conclude that a fact has been "shown to be untrue." We discussed above various examples of this, e.g., climate change. Here, Ms. Maxwell via Mr. Barden in March 2011 issued a statement denying plaintiff's Churcher-story allegations as "all entirely false." Doc.542-3, Ex.C. Plaintiff did not respond to this statement, let alone claim it was defamatory. Her non-response reasonably could be seen as a concession that Ms. Maxwell's denial was righteous. *See* Doc.542-7, Ex.K (Mr. Barden: "I would have been remiss if I had sat back and not issued a denial, and the press had published that Ms. Maxwell had not responded to enquiries and had not denied the new allegations; the public might have taken the silence as an admission there was some truth in the in allegations.").

Regardless, we easily can show two of plaintiff's original allegations are untrue. Many of plaintiff's original allegations are contained in the two Churcher articles, Docs.542-1 & 542-2, Exs.A & B. The articles contained numerous allegations by plaintiff relating to her alleged sexual abuse. In her deposition, plaintiff was shown Deposition Exhibit 7, a collection of some of her allegations in the articles. Plaintiff placed checkmarks by those allegations she admitted—over the course of 20 pages of testimony—were not true. *See* Menninger Decl. EXHIBIT PP, at

435:7-455:6 & Depo. Ex.7. These include her claims that: (1) she was 17 when she flew to the Caribbean with Mr. Epstein and Ms. Maxwell “went to pick up Bill in a huge black helicopter,” referring to former President Bill Clinton; (2) her conversation with Mr. Clinton about Ms. Maxwell’s pilot skills; and (3) Donald Trump was a “good friend” of Mr. Epstein’s and “flirted with me”.

Plaintiff’s admissions on the falsity of her original allegations are fatal to her defamation claim as to the second sentence. The eleven admittedly false “original allegations” axiomatically would warrant the second sentence. Plaintiff has no possible way to prove the second sentence is false. Indeed, like Ms. Maxwell’s first sentence, the second sentence literally is true: more than one of plaintiff’s original allegations are untrue. A statement that literally is true cannot be defamatory as a matter of law. *See Law Firm of Daniel P. Foster*, 844 F.2d at 959.

Sentence No. 3. Defamation as to the third sentence is foreclosed. To begin with, as discussed above, whether plaintiff has uttered “obvious lies” is a matter of opinion: in the face of plaintiff’s gratuitous and lurid allegations of Ms. Maxwell’s years-long participation at the center of a child sex-trafficking ring, for the journalists-recipients of the July 2015 statement the phrase was an anticipated “epithet[, fiery rhetoric or hyperbole,” *Steinhilber*, 501 N.E.2d at 556 (internal quotations omitted); *see Tel. Sys. Int’l*, 2003 WL 22232908, at *2 (observing Court’s previous holding in *Rizzuto* that defendants’ use of phrases “conned,” “rip off” and “lying” in advertisements were not actionable as libel and were “rhetorical hyperbole, a vigorous epithet used by those who considered themselves unfairly treated and sought to bring what they alleged were the true facts to the readers”) (internal quotations omitted).

Even if *arguendo* the third sentence—plaintiff’s “claims are obvious lies”—cannot be considered opinion, the Rule 56 record forecloses a defamation claim. The sentence does not specify which of plaintiff’s “claims,” i.e., allegations, are obvious lies. It could refer to the

“original” claims; the “new,” CVRA claims; the claims against Ms. Maxwell; the claims against anyone, including Professor Dershowitz, who was mentioned in the preceding sentence; or any two or more of all the claims plaintiff ever had made about her alleged experiences as the alleged victim of a child sex-trafficking ring.

Regardless of what is being referred to, there is no defamation. As demonstrated in the discussion above of the first and second sentences, the Rule 56 record establishes that at least two of plaintiff’s “original” allegations are untrue, at least two of her CVRA allegations are untrue, at least two of her allegations against Ms. Maxwell are untrue, at least two of her allegations against anyone (e.g., Ms. Maxwell, Prince Andrew or Professor Dershowitz) are untrue, and at least two of her allegations about her alleged sex-trafficking experiences are untrue. Moreover, the untruthfulness—the falsity—of the allegations certainly is “obvious.” After all, plaintiff herself admitted under oath that a multitude of her original allegations are untrue, and she implicitly admitted some of her CVRA allegations are untrue because they were contradicted by her original allegations.

CONCLUSION

The Court should grant summary judgment in favor of Ms. Maxwell.

February 10, 2017.

Respectfully submitted,

s/ Laura A. Menninger

Laura A. Menninger (LM-1374)

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**United States District Court
Southern District of New York**

Virginia L. Giuffre,

Plaintiff,

Case No.: 15-cv-07433-RWS

v.

Ghislaine Maxwell,

Defendant.

**PLAINTIFFS' RESPONSE TO DEFENDANT'S
MOTION FOR SUMMARY JUDGMENT**

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I. PRELIMINARY STATEMENT

There can be no question that disputed issues of material facts preclude granting summary judgment when, in a one-count defamation case, Defendant presents the Court with a 68-page memorandum of law, a 16-page statement of purported facts, and approximately 700 pages of exhibits. The sheer scope of Defendant's response, if anything, conclusively demonstrates that volumes of disputed facts surround the core question of whether Defendant abused Ms. Giuffre. Indeed, Defendant acknowledges a dispute between the parties as to whether she abused Ms. Giuffre. *See, e.g.*, Motion for Summary Judgment at 1; Motion to Dismiss at 1. This Court already said that this disputed factual question is central to this case:

Either Plaintiff is telling the truth about her story and Defendant's involvement, or defendant is telling the truth and she was not involved in the trafficking and ultimate abuse of Plaintiff. The answer depends on facts. Defendant's statements are therefore actionable as defamation. Whether they ultimately prove to meet the standards of defamation (including but not limited to falsity) *is a matter for the fact-finder.*

Order Denying Defendant's Motion to Dismiss at 10. While this fact remains in dispute, summary judgment is foreclosed.

But even turning to Defendant's claims, the avalanche of aspersions she casts upon Ms. Giuffre and her counsel should not distract the Court from the fact that the instant motion cannot come within sight of meeting the standard for an award of summary judgment. The most glaring and emblematic example of the Defendant's far-fetched claims appears in her attempt to move away from her defamatory statement by arguing that it was her attorney and not her, who issued the defamatory statement for the press to publish, though she is forced to admit the statement was made on her behalf. This is an untenable position to take at trial, and an impossible argument to advance at the summary judgment stage, as both the testimonial and documentary evidence positively refute that argument. Defendant incorrectly asks this Court to make a factual

finding that her defamatory press release was actually a legal opinion, issued not by her, but by her lawyer, to the media, despite documentary evidence showing otherwise.

Defendant also argues that she has proven the truth of her statement calling Ms. Giuffre a liar with respect to the statements Ms. Giuffre made about Defendant. To the contrary, voluminous evidence, both documentary and testimonial from numerous witnesses, corroborate Ms. Giuffre's account of Defendant's involvement in the sexual abuse and trafficking of Ms. Giuffre. Just to briefly highlight a few, Johanna Sjoberg, testified that Defendant recruited her under the guise of a legitimate assistant position, but asked her to perform sexual massages for Epstein, and punished her when she didn't cause Epstein to orgasm.¹ Tony Figueroa testified that Defendant contacted him to recruit high school-aged girls for Epstein, and also testified that Maxwell and Epstein participated in multiple threesomes with Virginia Giuffre. Even more shockingly, the butler for Defendant's close friend witnessed, first-hand, a fifteen-year-old Swedish girl crying and shaking because Defendant was attempting to force her to have sex with Epstein and she refused. This is a fraction of the testimony that will be elicited at trial about Defendant's involvement in the sexual abuse and trafficking of Ms. Giuffre.

Defendant's primary argument in support of her contention that she did not abuse and traffic Ms. Giuffre as a minor child is that employment records show that Ms. Giuffre was either sixteen or seventeen when Defendant recruited her from her job at Mar-a-Lago for sex with Epstein, not fifteen-years-old as Plaintiff originally thought. Call this the "yes-I'm-a-sex-trafficker-but-only-of-sixteen-year-old-girls" defense. Defendant does not explain why sexual abuse of a fifteen year old differs in any material way from sexual abuse of a sixteen or seventeen year old. All instances involve a minor child, who cannot consent, and who is

¹See McCawley Dec. at Exhibit 16, Sjoberg Dep. Tr. at 8:5-10; 13:1-3; 12:17-14:3; 15:1-5; 32:9-16; 34:5-35:1; 36:2-1.

protected by federal and state laws. The fact remains that Defendant recruited Ms. Giuffre while she was a minor child for sexual purposes and then proceeded to take her all over the world on convicted pedophile Jeffrey Epstein's private jet, the "Lolita Express,"² as well as to his various residences, and even to her own London house. Flight logs even reveal twenty-three flights that Defendant shared with Ms. Giuffre – although Defendant claims she is unable to remember even a single one of those flights. Inconsequential details that Ms. Giuffre may have originally remembered incorrectly do not render her substantive claims of abuse by Defendant false, much less deliberate "lies." At most, these minor inaccuracies, in the context of a child suffering from a troubled childhood and sexual abuse, create nothing more than a fact question on whether Defendant's statement that Ms. Giuffre lied when she accused Defendant of abuse is "substantially true," thereby precluding summary judgment. *See Mitre Sports Int'l Ltd. v. Home Box Office, Inc.*, 22 F. Supp. 3d 240, 255 (S.D.N.Y. 2014) ("Because determining whether COI is substantially true would require this court to decide disputed facts ... summary judgment is not appropriate").

Defendant has tried to spin these inconsequential mistakes of memory into talismanic significance and evidence of some form of bad-faith litigation, but this claim fails under the weight of the evidence. As the Court knows, the clear weight of the evidence establishes Defendant's heavy and extensive involvement in both Jeffrey Epstein's sex trafficking ring and in recruiting Ms. Giuffre, living with her and Jeffrey Epstein in the same homes while Ms. Giuffre was a minor, and traveling with Ms. Giuffre and Jeffrey Epstein – including 23 documented flights. Even the house staff testified that Defendant and Ms. Giuffre were regularly

² *See, e.g.*: "All aboard the 'Lolita Express': Flight logs reveal the many trips Bill Clinton and Alan Dershowitz took on pedophile Jeffrey Epstein's private jet with anonymous women" at The Daily Mail, <http://www.dailymail.co.uk/news/article-2922773/Newly-released-flight-logs-reveal-time-trips-Bill-Clinton-Harvard-law-professor-Alan-Dershowitz-took-pedophile-Jeffrey-Epstein-s-Lolita-Express-private-jet-anonymous-women.html>.

together. *See* McCawley Dec. at Exhibit 1, Alessi Dep. Tr. at 103:4-9 (“Q. After that day, do you recall that she started coming to the house more frequently. A. Yes, she did. Q. In fact, did she start coming to the house approximately three times a week? A. Yes, probably.”). It is also undisputed that witnesses deposed in this case have testified about Defendant’s role as a procurer of underage girls and young women for Jeffrey Epstein. At the very least, a trier of fact should determine whether the evidence establishes whether or not Ms. Giuffre’s claims of Defendant being involved in her trafficking and abuse are true. Defendant’s summary judgment motion should be denied in its entirety.

II. UNDISPUTED FACTS

The record evidence in this case shows that Defendant shared a household with convicted pedophile Jeffrey Epstein for many years. While there, she actively took part in recruiting underage girls and young women for sex with Epstein, as well as scheduling the girls to come over, and maintaining a list of the girls and their phone numbers. Ms. Giuffre was indisputably a minor when Defendant recruited her to have sex with convicted pedophile Jeffrey Epstein. Thereafter, Ms. Giuffre flew on Epstein’s private jets – the – Lolita Express” – with Defendant at least 23 times.

A. **It is an Undisputed Fact That Multiple Witnesses Deposed in This Case Have Testified That Defendant Operated as Convicted Pedophile Jeffrey Epstein’s Procurer of Underage Girls.**

1. **It is an undisputed fact that Joanna Sjoberg testified Defendant lured her from her school to have sex with Epstein under the guise of hiring her for a job answering phones.**

Ms. Sjoberg’s account of her experiences with Defendant are chillingly similar. As with Ms. Giuffre, Defendant, a perfect stranger, approached Ms. Sjoberg while trolling Ms. Sjoberg’s school grounds. She lured Ms. Sjoberg into her and Epstein’s home under the guise of a legitimate job of answering phones, a pretext that lasted only a day. A young college student,

nearly 2,000 miles from home, Defendant soon instructed Ms. Sjoberg to massage Epstein, and made it clear that Sjoberg's purpose was to bring Epstein to orgasm during these massages so that Defendant did not have to do it.

Q. And when did you first meet Ms. Maxwell?

A. 2001. March probably. End of February/beginning of March.

Q. And how did you meet her?

A. She approached me while I was on campus at Palm Beach Atlantic College.

Q. And how long did you work in that position answering phones and doing --

A. Just that one day.

Q. And what happened that second time you came to the house?

A. At that point, I met Emmy Taylor, and she took me up to Jeffrey's bathroom and he was present. And her and I both massaged Jeffrey. She was showing me how to massage. And then she -- he took -- he got off the table, she got on the table. She took off her clothes, got on the table, and then he was showing me moves that he liked. And then I took my clothes off. They asked me to get on the table so I could feel it. Then they both massaged me.

Q. Who did Emmy work for?

2 A. Ghislaine.

3 Q. Did Maxwell ever refer to Emmy by any particular term?

5 A. She called her her slave.

Q. Did Jeffrey ever tell you why he received so many massages from so many different girls?

A. He explained to me that, in his opinion, he needed to have three orgasms a day. It was biological, like eating.

Q. Was there anything you were supposed to do in order to get the camera?

THE WITNESS: I did not know that there were expectations of me to get the camera until after. She [Defendant] had purchased the camera for me, and I was over there giving Jeffrey a massage. I did not know that she was in possession of the camera until later. She told me -- called me after I had left and said, I have the camera for you, but you cannot receive it yet because **you came here and didn't finish your job and I had to finish it for you.**

Q. And did you -- what did you understand her to mean?

A. She was implying that I did not get Jeffrey off, and so she had to do it.

Q. And when you say "get Jeffrey off," do you mean bring him to orgasm?

A. Yes.

Q. Based on what you knew, did Maxwell know that the type of massages Jeffrey was getting typically involved sexual acts?

THE WITNESS: Yes.

Q. What was Maxwell's main job with respect to Jeffrey?

THE WITNESS: **Well, beyond companionship, her job, as it related to me, was to find other girls that would perform massages for him and herself.**³

Ms. Sjoberg also testified about sexual acts that occurred with her, Prince Andrew, and Ms. Giuffre, when she and Defendant were staying at Epstein's Manhattan mansion:

Q. Tell me how it came to be that there was a picture taken.

THE WITNESS: I just remember someone suggesting a photo, and they told us to go get on the couch. And so Andrew and Virginia sat on the couch, and they put the puppet, the puppet on her lap. And so then I sat on Andrew's lap, and I believe on my own volition, and they took the puppet's hands and put it on Virginia's breast, and so Andrew put his on mine.⁴

Ms. Sjoberg's testimony corroborates Ms. Giuffre's account of how Defendant recruited her (and others) under a ruse of a legitimate job in order to bring them into the household to have sex with Epstein. Ms. Sjoberg's testimony also corroborates Ms. Giuffre's account of being lent out to Prince Andrew by Defendant, as even the interaction Ms. Sjoberg witnessed included a sexual act: Prince Andrew using a puppet to touch Ms. Giuffre's breast while using a hand to touch Ms. Sjoberg's breast.

2. **It is an undisputed fact that Tony Figueroa testified that Defendant would call him to bring over underage girls and that Defendant and Epstein would have threesomes with Ms. Giuffre.**⁵

Tony Figueroa testified that Plaintiff told him about threesomes Ms. Giuffre had with Defendant and Epstein which included the use of strap-ons:

Q. Okay. And tell me everything that you remember about what Ms. Roberts said about being intimate with Ms. Maxwell and Mr. Epstein at the same time.

A. I remember her talking about, like, strap-ons and stuff like that. But, I mean, like I said, all the details are not really that clear. But I remember her talking about, like, how they would always be using and stuff like that.

Q. She and Ms. Maxwell and Mr. Epstein would use strap-ons?

A. Uh-huh (affirmative).

³ See McCawley Dec. at Exhibit 16, Sjoberg Dep. Tr. at 8:5-10; 13:1-3; 12:17-14:3; 15:1-5; 32:9-16; 34:5-35:1; 36:2-15.

⁴ See McCawley Dec. at Exhibit 16, Sjoberg Dep. Tr. at 82:23-83:9.

⁵ Defendant attempts to discredit Figueroa's damaging testimony by repeatedly mentioning that he has been convicted for a drug-related offense. Unsurprisingly, in this attack, Defendant does not mention that she has a DUI conviction. See McCawley Dec. at Exhibit 11, Maxwell Dep. Tr. at 390:13-15. (April 22, 2016).

Q. Other than sex with the Prince, is there anyone else that Jeffrey wanted Ms. Roberts to have sex with that she relayed to you?

A. Mainly, like I said, just Ms. Maxwell and all the other girls.

Q. Ms. Maxwell wanted -- Jeffrey wanted Virginia to have sex with Ms. Maxwell?

A. And him, yeah.

Q. And did she tell you whether she had ever done that?

A. Yeah. She said that she did.

Q. And what did she describe having happened?

A. I believe I already told you that. With the strap-ons and dildos and everything.⁶

[REDACTED]

[REDACTED]⁷

Figueroa also testified that Defendant called him to ask if he had found any other girls for Epstein, thereby acting as procurer of girls for Epstein:

Q. [W]hen Ghislaine Maxwell would call you during the time that you were living with Virginia, she would ask you what, specifically?

A. Just if I had found any other girls just to bring to Jeffrey.

Q. Okay.

A. Pretty much every time there was a conversation with any of them, it was either asking Virginia where she was at, or asking her to get girls, or asking me to get girls.

Q. Okay. Well, tell me. When did Ms. Maxwell ask you to bring a girl?

A. Never in person. It was, like, literally, like, on the phone maybe, like, once or twice.

Q. All right. Did Ms. Maxwell call you frequently?

A. No.

Q. All right. How many times do you think Ms. Maxwell called you, at all?

A. I'd just say that probably a just a few, a couple of times. Maybe once or twice.

Q. One or two --

A. The majority of the time it was pretty much his assistant.

Q. How do you know Ms. Maxwell's voice?

A. Because she sounds British.

Q. So someone with a British accent called you once or twice and asked for --

A. Well, she told me who she was.

Q. Okay. And what did she say when she called you and asked you to bring girls?

A. She just said, "Hi. This is Ghislaine. Jeffrey was wondering if you had anybody that could come over."⁸

⁶ See McCawley Dec. at Exhibit 4, Figueroa June 24, 2016 Dep. Tr. Vol. 1 at 96-97 and 103.

⁷ See McCawley Dec. at Exhibit 11, Maxwell Dep. Tr. at 55:19-58:23 (July 22, 2016).

⁸ See McCawley Dec. at Exhibit 4, Figueroa Dep. Tr. at 200:6-18; 228:23-229:21.

3. **It is an undisputed fact that Rinaldo Rizzo testified that Defendant took the passport of a 15-year-old Swedish girl and threatened her when she refused to have sex with Epstein.**

Rinaldo Rizzo was the house manager for one of Defendant's close friends, Eva Dubin. Mr. Rizzo testified - through tears - how, while working at Dubin's house, he observed Defendant bring a 15 year old Swedish girl to Dubin's house. In distress, the 15 year old girl tearfully explained to him that Defendant tried to force her to have sex with Epstein through threats and stealing her passport:

Q. How old was this girl?

A. 15 years old.

Q. Describe for me what the girl looked like, including her demeanor and anything else you remember about her when she walks into the kitchen.

A. Very attractive, beautiful young girl. Makeup, very put together, casual dress. But she seemed to be upset, maybe distraught, and she was shaking, and as she sat down, she sat down and sat in the stool exactly the way the girls that I mentioned to you sat at Jeffrey's house, with no expression and with their head down. But we could tell that she was very nervous.

Q. What do you mean by distraught and shaking, what do you mean by that?

A. Shaking, I mean literally quivering.

Q. What did she say?

A. She proceeds to tell my wife and I that, and this is not -- this is blurring out, not a conversation like I'm having a casual conversation. That quickly, I was on an island, I was on the island and there was Ghislaine, there was Sarah, she said they asked me for sex, I said no. And she is just rambling, and I'm like what, and she said -- I asked her, I said what? And she says yes, I was on the island, I don't know how I got from the island to here. Last afternoon or in the afternoon I was on the island and now I'm here. And I said do you have a -- this is not making any sense to me, and I said this is nuts, do you have a passport, do you have a phone? And she says no, and she says Ghislaine took my passport. And I said what, and she says Sarah took her passport and her phone and gave it to Ghislaine Maxwell, and at that point she said that she was threatened. And I said threatened, she says yes, I was threatened by Ghislaine not to discuss this. And I'm just shocked. So the conversation, and she is just rambling on and on, again, like I said, how she got here, she doesn't know how she got here. Again, I asked her, did you contact your parents and she says no. At that point, she says I'm not supposed to talk about this. I said, but I said: How did you get here. I don't understand. We were totally lost for words. And she said that before she got there, she was threatened again by Jeffrey and Ghislaine not to talk about what I had mentioned earlier, about -- again, the word she used was sex.

Q. And during this time that you're saying she is rambling, is her demeanor continues to be what you described it?

A. Yes.

Q. Was she in fear?

A. Yes.

Q. You could tell?

A. Yes.

A. She was shaking uncontrollably.⁹

4. It is an undisputed fact that Lyn Miller testified that she believed Defendant became Ms. Giuffre's "new mama".

Lyn Miller is Ms. Giuffre's mother. She testified that when Ms. Giuffre started living with Defendant, Defendant became Ms. Giuffre's "new momma."¹⁰ Incredulously, Defendant testified that she barely remembered Ms. Giuffre.¹¹

5. It is an undisputed Fact that Detective Joseph Recarey testified that he sought to investigate Defendant in relation to his investigation of Jeffrey Epstein.

Detective Recarey led the Palm Beach Police's investigation of Epstein. He testified that Defendant procured girls for Epstein, and that he sought to question her in relation to his investigation, but could not contact her due to the interference of Epstein's lawyer:

Q. A cross-reference of Jeffrey Epstein's residence revealed which affiliated names?

A. It revealed Nadia Marcinkova, Ghislane Maxwell, Mark Epstein. Also, the cross-reference, any previous reports from the residence as well.

Q. During your investigation, did you learn of any involvement that Nadia Marcinkova had with any of the activities you were investigating?

Q. The other name that is on here as a cross-reference is Ghislane Maxwell. Did you speak with Ghislane Maxwell?

A. I did not.

Q. Did you ever attempt to speak with Ghislane Maxwell?

A. I wanted to speak with everyone related to this home, including Ms. Maxwell. My contact was through Gus, Attorney Gus Fronstin, at the time, who initially had told me that he would make everyone available for an interview. And subsequent conversations later, no one was available for interview and everybody had an attorney, and I was not going to be able to speak with them.

Q. Okay. During your investigation, what did you learn in terms of Ghislane Maxwell's involvement, if any?

⁹ See McCawley Dec. at Exhibit 14, Rinaldo Rizzo's June 10, 2016 Dep. Tr. at 52:6-7; 52:25-53:17; 55:23-58:5

¹⁰ See McCawley Dec. at Exhibit 12, Lynn Miller's May 24, 2016 Dep. Tr. at 115.

¹¹ See McCawley Dec. at Exhibit 11, Maxwell Dep. Tr. at 77:25-78:15 (April 22, 2016).

THE WITNESS: Ms. Maxwell, during her research, was found to be Epstein's long-time friend. During the interviews, Ms. Maxwell was involved in seeking girls to perform massages and work at Epstein's home.¹²

6. **It is an undisputed fact that Pilot David Rodgers testified that he flew Defendant and Ms. Giuffre at least 23 times on Epstein's jet, the "Lolita Express" and that "GM" on the flight logs Stands for Ghislaine Maxwell.**

Notably, at Defendant's deposition, Defendant refused to admit that she flew with Ms. Giuffre, and denied that she appeared on Epstein's pilot's flight logs.¹³ However, David Rodgers, Epstein pilot, testified that the passenger listed on his flight logs bearing the initials – GM – was, in fact, Ghislaine Maxwell, and that he was the pilot on at least 23 flights in which Defendant flew with Plaintiff.¹⁴ The dates of those flights show that Ms. Giuffre was an underage child on many of them when she flew with Defendant.¹⁵

7. **It is an undisputed fact that Sarah Kellen, Nadia Marcinkova, and Jeffrey Epstein invoked the Fifth Amendment when asked about Defendant trafficking girls for Jeffrey Epstein.**

Both Sarah Kellen and Nadia Marcinkova lived with Jeffrey Epstein for many years. They both invoked the Fifth Amendment when asked about Defendant's participation in recruiting underage girls for sex with Epstein. Marcinkova testified as follows:

Q. Did Ghislaine Maxwell work as a recruiter of young girls for Jeffrey Epstein when you met her?

A. Same answer. [Invocation of Fifth Amendment]

Q. Have you observed Ghislaine Maxwell and Jeffrey Epstein convert what started as a massage with these young girls into something sexual?

A. Same answer.¹⁶

¹² See McCawley Dec. at Exhibit 13, Recarey Dep. Tr. at 27:10-17; 28:21-29:20.

¹³ See McCawley Dec. at Exhibit 11, Maxwell's April 22, 2016 Dep. Tr. at 78-79, 144.

¹⁴ See McCawley Decl. at Exhibit 41, Rodgers Dep. Ex. 1, GIUFFRE 007055-007161 (flight records evidencing Defendant (GM) flying with Ms. Giuffre).

¹⁵ See McCawley Dec. at Exhibit 15, David Rodgers' June 3, 2016 Dep. Tr. at 18, 34-36; see also Exhibit 41, Rodgers Dep. Ex. 1 at flight #s 1433-1434, 1444-1446, 1464-1470, 1478-1480, 1490-1491, 1506, 1525-1526, 1528, 1570 and 1589.

¹⁶ See McCawley Dec. at Exhibit 10, Marcinkova Dep. Tr. at 10:18-21; 12:11-15.

Kellen testified as follows:

Q. Did Ghislaine Maxwell work as a recruiter for young girls for Jeffrey Epstein when you met her?

A. On advice of my counsel I must invoke my Fifth and Sixth Amendment privilege . . .

Q. Isn't it true that Ghislaine Maxwell would recruit underage girls for sex and sex acts with Jeffrey Epstein?

A. On advice of my counsel I must invoke my Fifth and Sixth Amendment privilege . . .¹⁷

Similarly, Jeffrey Epstein invoked the Fifth Amendment when asked about Defendant's involvement in procuring underage girls for sex with him.

Q. Maxwell was one of the main women whom you used to procure underage girls for sexual activities, true?

THE WITNESS: Fifth.

Q. Maxwell was a primary co-conspirator in your sexual abuse scheme, true?

THE WITNESS: Fifth.

Q. Maxwell was a primary co-conspirator in your sex trafficking scheme, true?

THE WITNESS: Fifth.

Q. Maxwell herself regularly participated in your sexual exploitation of minors, true?

THE WITNESS: Fifth.¹⁸

8. It is an undisputed fact that Juan Alessi testified that Defendant was one of the people who procured some of the over 100 girls he witnessed visit Epstein, and that he had to clean Defendant's sex toys.

Juan Alessi was Epstein's house manager. He testified as follows:

Q. And over the course of that 10-year period of time while Ms. Maxwell was at the house, do you have an approximation as to the number of different females – females that you were told were massage therapists that came to house?

A. I cannot give you a number, but I would say probably over 100 in my stay there.

Q. I don't think I asked the right – the question that I was looking to ask, so let me go back. Did you go out looking for the girls –

A. No.

Q. – to bring –

A. Never

Q. – as the massage therapists?

A. Never.

Q. Who did?

¹⁷ See McCawley Dec. at Exhibit 8, Kellen Dep. Tr. at 15:13-18; 20:12-16.

¹⁸ See McCawley Dec. at Exhibit 3, Epstein Dep. Tr. at 116:10-15; 117:18-118:10.

A. Ms. Maxwell, Mr. Epstein and their friends, because their friend relay to other friends they knew a massage therapist and they would send to the house. So it was referrals.

Q. Did you have occasion to clean up after the massages?

A. Yes.

Q. Okay. And that is after both a massage for Jeffrey Epstein, as well as clean up after a massage that Ghislaine Maxwell may have received?

A. Yes.

Q. And on occasion, after -- in cleaning up after a massage of Jeffrey Epstein or Ghislaine Maxwell, did you have occasion to find vibrators or sex toys that would be left out?

A. yes, I did.¹⁹

9. It is an undisputed fact that Defendant was unable to garner a single witness throughout discovery who can testify that she did not act as the procurer of underage girls and young women for Jeffrey Epstein.

Defendant has not been able to procure a single witness - not one – to testify that Defendant did not procure girls for sex with Epstein or participate in the sex. Even one of her own witnesses, Tony Figueroa, testified that she both procured girls and participated in the sex. Another one of Defendant’s witnesses, Ms. Giuffre’s mother, named Defendant as Ms. Giuffre’s “new mamma.” Indeed, those who knew her well, who spent considerable time with her in Epstein’s shared household, like Juan Alessi, Alfredo Rodriguez and Joanna Sjoberg, have testified that she was Epstein’s procuress. Others who lived with her – Jeffrey Epstein, Nadia Marcinkova, and Sarah Kellen – invoked the Fifth Amendment so as not to answer questions on the same. No one has testified to the contrary.

B. Documentary Evidence also Shows that Defendant Trafficked Ms. Giuffre and Procured her for Sex with Convicted Pedophile Jeffrey Epstein while She Was Underage.

1. The Flight Logs

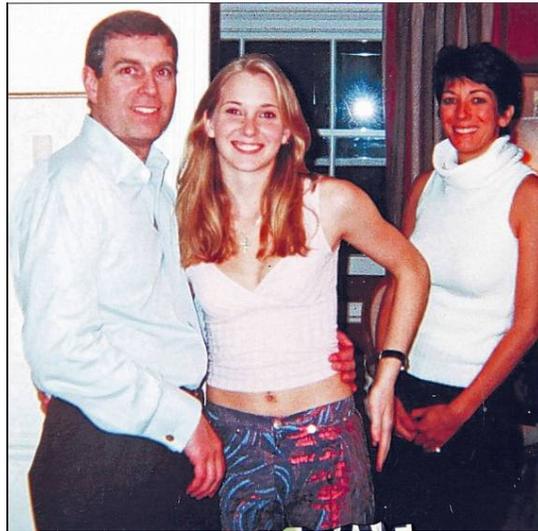
Defendant has never offered a legal explanation for what she was doing with, and why she was traveling with, a minor child on 21 flights while she was a child, including 6 international flights, aboard a convicted pedophile’s private jet all over the world. Her motion for

¹⁹ See McCawley Dec. at Exhibit 1, Alessi Dep. Tr. at 28:6-15; 30:51-25; 52:9-22.

summary judgment – as well as all previous briefing papers – are absolutely silent on those damning documents.

2. The Photographs

Throughout a mountain of briefing and, and even in her own deposition testimony, Defendant never offered an explanation regarding Ms. Giuffre's photographs of her, Defendant, and Epstein. She never offered a legal explanation for why Prince Andrew was photographed with his hand around Ms. Giuffre's bare waist while she was a minor child, while posing with Defendant, inside Defendant's house in London. This particular photograph corroborates Ms. Giuffre's claims, and there is no other reasonable explanation why an American child should be in the company of adults not her kin, in the London house owned by the girlfriend of a now-convicted sex offender.²⁰



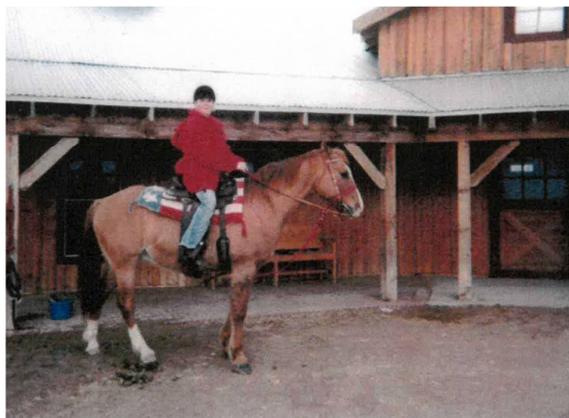
Ms. Giuffre also produced pictures of herself taken when she was in New York with Defendant and Epstein, and from a trip to Europe with Defendant and Epstein.²¹

²⁰ See McCawley Dec at Exhibit 42, GIUFFRE007167, Prince Andrew and Defendant Photo.

²¹ See McCawley Dec at Exhibit 42, GIUFFRE007182 - 007166.



And, Ms. Giuffre has produced a number of pictures of herself taken at the Zorro Ranch, Epstein's New Mexico Ranch, two of which are below.²²



Finally, among other nude photos, which included full nudes of Defendant, Ms. Giuffre produced images of females that the Palm Beach Police confiscated during the execution of the

²² See McCawley Dec at Exhibit 42, GIUFFRE007175; 007173.

warrant, including one photograph revealing the bare bottom of a girl who appears to be pre-pubescent (Ms. Giuffre will only submit its redacted form).²³



3. The Victim Identification Letter

In 2008, the United States Attorney's office for the Southern District of Florida identified Ms. Giuffre as a protected "victim" of Jeffrey Epstein's sex abuse. The U.S. Attorney mailed Ms. Giuffre a notice of her rights as a crime victim under the CVRA.²⁴

Re: Jeffrey Epstein/ NOTIFICATION OF
IDENTIFIED VICTIM

Dear :

By virtue of this letter, the United States Attorney's Office for the Southern District of Florida provides you with the following notice because you are an identified victim of a federal offense.

4. New York Presbyterian Hospital Records

Ms. Giuffre has provided extensive medical records in this case, including medical records from the time when Defendant was sexually abusing and trafficking her. Ms. Giuffre produced records supporting her claim of being sexually abused in New York resulting in both

²³ See McCawley Dec at Exhibit 44, GIUFFRE007584.

²⁴ See McCawley Dec. at Exhibit 30, GIUFFRE 002216-002218, Victim Notification Letter.

Defendant and Epstein taking Plaintiff to New York Presbyterian Hospital in New York while she was a minor.²⁵ The dates on the hospital records show she was seventeen years old.

5. Judith Lightfoot Psychological Records

As the Court is aware, Defendant propounded wildly overbroad requests for production concerning the past eighteen years of Ms. Giuffre's medical history. Defendant repeatedly and vehemently argued to the Court that it was essential to procure every page of these records in a fanfare of unnecessary motion practice. *See, e.g.*, Defendant's Motion to Compel (DE 75); Defendant's Motion for Sanctions at 10 ("Ms. Maxwell has been severely prejudiced by Plaintiff's failure to provide the required identifying information and documents from her health care providers."). Ms. Giuffre and her counsel took on the considerable burden and significant expense of retrieving and producing over 250 pages of medical records from over 20 providers, spanning two continents and nearly two decades.

Now that those records have been collected, Defendant's 68 page motion makes no reference to a single medical record produced by Ms. Giuffre, nor a single provider, nor a single treatment, nor or a single medication prescribed. After Defendant's repeated motion practice stressing the essentiality of these records, this may surprise the Court. But not Ms. Giuffre. Defendant's requests unearthed documents that are highly unfavorable to Defendant that corroborate Ms. Giuffre's claims against her.

Years before this cause of action arose, Ms. Giuffre sought counseling from a psychologist for the trauma she continued to experience after being abused by Defendant and Epstein. A 2011 psychological treatment record, written by her treating psychologist, unambiguously describes Defendant as Ms. Giuffre's abuser:

²⁵ *See* McCawley Dec at Exhibit 33, GIUFFRE003259-003290.

. . . [Ms. Giuffre] was approached by Ghislaine Maxwell who said she could help her get a job as a massage therapist . . . seemed respectable . . . was shown how to massage, etc., Geoff [sic] Epstein. Told to undress and perform sexual acts on person. Miss Maxwell promised her \$200 a job.²⁶

Therefore, years before Defendant defamed her, Ms. Giuffre confided in her treating psychologist that Maxwell recruited her for sex with Epstein.

6. Message Pads

Detective Recarey, the lead investigator of the criminal investigation into Epstein and his associates' sex crimes, recovered carbon copies of hand-written messages taken by various staff, including Defendant, at Epstein's Palm Beach residence.²⁷ These were collected both from trash pulls from the residence and during the execution of the search warrant where the pads were found laying out in the open in the residence.²⁸ The search warrant was executed in 2005 and the message pads collected include messages recorded in 2004 and 2005. Numerous witnesses have described that these copies of collected messages accurately reflect those taken by various staff at the Palm Beach Epstein mansion between 2004 and 2005.²⁹

The messages raise a question of fact as to Maxwell's involvement in the sexual abuse of minors and are relevant to refute Maxwell's denial of any involvement with Epstein during relevant time periods, and, accordingly her denial of knowledge of certain events.

While there were hundreds of these messages recovered during the investigation, this small sample demonstrates the undeniable reality that there exists a genuine issue of material fact with respect to Defendant's involvement in and knowledge of the activities described by Giuffre which Maxwell has said we "untrue" and "obvious lies."

²⁶ See McCawley Dec. at Exhibit 38, Lightfoot Records, GIUFFRE005437.

²⁷ See McCawley Dec. at Exhibit 13, Recarey Dep. Tr. at 45:13-25; 97:9-98:8.

²⁸ See McCawley Dec. at Exhibit 13, Recarey Dep. Tr. at 25:12-21; 40:5-15; 41:16-23; 42:14-43:10; 45:13-25; *see also* search warrant video showing the pads openly displayed on the desk.

²⁹ See McCawley Dec. at Exhibit 21, 1, 16, 11, Rodriguez Dep. Tr. at 73:19-74:12; Alessi Dep. Tr. at 141:18-21; Sjoberg Dep. Tr. at 64:1-6; Maxwell Dep. Tr. at 147:23-148:3; 148:19-149:14.

This sampling reveals that Maxwell, “GM,” took messages at the residence, including from underage girls who were calling to schedule a time to come over to see Epstein. This demonstrates that Maxwell was at Epstein’s Palm Beach mansion in 2004 and 2005, incidentally a time period she has denied being around the house in her deposition. *See supra* GIUFFRE001412; 001435; 001449. The messages also reveal that multiple “girls” were leaving messages that were being taken and memorialized and left out in the open for anyone to see. Certain messages also make clear that a number of these “girls” were in school. In addition to taking messages herself (and the staff working under her direction taking these relevant messages), staff employees were taking and leaving messages for Defendant. This is evidence that Maxwell was in the house at relevant times, including times that she has now testified under oath that she was not there. Other messages demonstrate Epstein and Maxwell’s friends, including Jean Luc Brunel, leaving messages relating to underage females. The following is a small sampling of such messages:

IMPORTANT MESSAGE			
FOR: J.E.			
DATE: 8/17/05 TIME: 9:50 A.M. P.M.			
OF: [REDACTED]			
PHONE/MOBILE: [REDACTED]			
TELEPHONED	PLEASE CALL		
CAME TO SEE YOU	WILL CALL AGAIN		
WANTS TO SEE YOU	RUSH		
RETURNED YOUR CALL	SPECIAL ATTENTION		
MESSAGE: I left message for [REDACTED] to call you at 11:00 AM and [REDACTED] for 4:30 PM			
SIGNED: T.			

GIUFFRE001412 (SAO01092)

IMPORTANT MESSAGE			
FOR: J.E.			
DATE: 8/16/05 TIME: 2:06 P.M.			
OF: [REDACTED]			
PHONE: 463 8470 AREA CODE NUMBER EXTENSION			
TELEPHONED	PLEASE CALL		
CAME TO SEE YOU	WILL CALL AGAIN		
WANTS TO SEE YOU	RUSH		
RETURNED YOUR CALL	SPECIAL ATTENTION		
MESSAGE: WANTS TO KNOW IF SHE SHOULD RING HER FRIEND [REDACTED] W/TONIGHT			
SAO01456			
SIGNED: [REDACTED]			

GIUFFRE001427 (SAO01456)

IMPORTANT MESSAGE			
FOR: Jeff. w/			
DATE: 2/28/05 TIME: 12:31 A.M. P.M.			
OF: [REDACTED]			
PHONE/MOBILE: [REDACTED]			
TELEPHONED	PLEASE CALL		
CAME TO SEE YOU	WILL CALL AGAIN		
WANTS TO SEE YOU	RUSH		
RETURNED YOUR CALL	SPECIAL ATTENTION		
MESSAGE: She is wondering if 2:30 is ok she says needs to stay in school			

GIUFFRE001388 (SAO01067)

IMPORTANT MESSAGE

FOR: MR EPSTEIN

DATE: 7/9/14 TIME: 7:50 A.M./P.M.

M: [REDACTED]

OF: [REDACTED]

PHONE/MOBILE: [REDACTED]

TELEPHONED	PLEASE CALL
CAME TO SEE YOU	WILL CALL AGAIN
WANTS TO SEE YOU	RUSH
RETURNED YOUR CALL	SPECIAL ATTENTION

MESSAGE: " [REDACTED] IS AVAILABLE ON TUESDAY NO ONE FOR TOMORROW"

SAO01461

SIGNED: R

GIUFFRE001432 (SAO01461)

IMPORTANT MESSAGE

FOR: J.E.

DATE: 8/26/05 TIME: 8:50 A.M./P.M.

M: [REDACTED]

OF: [REDACTED]

PHONE/MOBILE: [REDACTED]

TELEPHONED	<input checked="" type="checkbox"/> PLEASE CALL
CAME TO SEE YOU	WILL CALL AGAIN
WANTS TO SEE YOU	RUSH
RETURNED YOUR CALL	SPECIAL ATTENTION

MESSAGE: [REDACTED] - confirmed at 4 PM Who is scheduled for morning? The live [REDACTED] wants to work

SIGNED: J

GIUFFRE001448 (SAO01476)

IMPORTANT MESSAGE

FOR: Jeffrey

DATE: [REDACTED] TIME: 5:11 A.M./P.M.

M: [REDACTED]

OF: [REDACTED]

PHONE/MOBILE: [REDACTED]

TELEPHONED	<input checked="" type="checkbox"/> PLEASE CALL
CAME TO SEE YOU	WILL CALL AGAIN
WANTS TO SEE YOU	RUSH
RETURNED YOUR CALL	SPECIAL ATTENTION

MESSAGE: has girl for tonight

SIGNED: [REDACTED]

GIUFFRE001452 (SAO02828)

IMPORTANT MESSAGE

FOR: JF

DATE: [REDACTED] TIME: 5:14 A.M./P.M.

M: Jean Luc

OF: [REDACTED]

PHONE/MOBILE: [REDACTED]

TELEPHONED	PLEASE CALL
CAME TO SEE YOU	WILL CALL AGAIN
WANTS TO SEE YOU	RUSH
RETURNED YOUR CALL	SPECIAL ATTENTION

MESSAGE: He just did a good job - 1/2 years - (he spoke to me & said "I love Jeffrey")

SIGNED: [REDACTED]

GIUFFRE001456 (SAO2832)

IMPORTANT MESSAGE

FOR: Jeffrey

DATE: 4/1/05 TIME: 8:08 A.M./P.M.

M: Jean-Luc

OF: [REDACTED]

PHONE/MOBILE: [REDACTED]

TELEPHONED	<input checked="" type="checkbox"/> PLEASE CALL
CAME TO SEE YOU	WILL CALL AGAIN
WANTS TO SEE YOU	RUSH
RETURNED YOUR CALL	SPECIAL ATTENTION

MESSAGE: He has a teacher for you to teach you how to speak Russian. She is 2x8 years old not blonde lessons are free and you can have 1st today if you call

SIGNED: [REDACTED]

GIUFFRE001563 (SAO3008)

IMPORTANT MESSAGE

FOR: Jeffrey

DATE: [REDACTED] TIME: [REDACTED] A.M./P.M.

M: Christaine

OF: [REDACTED]

PHONE/MOBILE: [REDACTED]

TELEPHONED	PLEASE CALL
CAME TO SEE YOU	WILL CALL AGAIN
WANTS TO SEE YOU	RUSH
RETURNED YOUR CALL	SPECIAL ATTENTION

MESSAGE: would be helpful to have [REDACTED] come to Palm Beach today to stay here and help train new staff with Christaine

SAO2830

SIGNED: [REDACTED]

GIUFFRE001454 (SAO02830)

IMPORTANT MESSAGE

FOR: J.E.

DATE: 1/29/05 TIME: 6:10 A.M./P.M.

M: [REDACTED]

OF: [REDACTED]

PHONE/MOBILE: (561) [REDACTED]

TELEPHONED	PLEASE CALL
CAME TO SEE YOU	WILL CALL AGAIN
WANTS TO SEE YOU	RUSH
RETURNED YOUR CALL	SPECIAL ATTENTION

MESSAGE: I have 2 female for him

SAO01455

SIGNED: R

GIUFFRE001426 (SAO01455)

IMPORTANT MESSAGE

FOR: Mr J.E.

DATE: 11/03/04 TIME: 1:15 A.M./P.M.

M: [REDACTED]

OF: [REDACTED]

PHONE/MOBILE: (561) [REDACTED]

TELEPHONED	PLEASE CALL
CAME TO SEE YOU	WILL CALL AGAIN
WANTS TO SEE YOU	RUSH
RETURNED YOUR CALL	SPECIAL ATTENTION

MESSAGE: I have 2 female for him

SIGNED: R

GIUFFRE001423 (SAO01452)

The following are descriptions of a sampling of messages pads³⁰ that create a genuine dispute of material fact:

- One message pad reflects ██████████, who is identified in the Palm Beach Police Report as a minor, contacting Jeffrey Epstein for “work” explaining that she does not have any money. The term “work” was often used by members of Jeffrey Epstein’s sexual trafficking ring to refer to sexual massages. (See GIUFFRE05660 (“She stated she was called by Sara for her to return to work for Epstein. ██████████ stated ‘work’ is the term used by Sarah to provide the massage in underwear.”). **Giuffre 001462: July 5th no year to JE from ██████████ ”I need work. I mean I don’t have money. Do you have some work for me?”**
- Other message pads reflect ██████████ who was a minor, calling and leaving a message at the Palm Beach mansion that she has recruited another girl for Jeffrey Epstein. The second message demonstrates that Jeffrey Epstein required different girls to be scheduled every day of the week. The third shows an offer to have two minor girls come to the home at the same time to provide sexual massages. These type of messages indicate the lack of secrecy of the fact that multiple young females were visiting every day and at least raises a question of fact whether Maxwell was knowledgeable and involved as Giuffre has said, or whether Giuffre was lying and Maxwell was not at all involved or aware of this activity, as Defendant would attempt to have the world believe. **Giuffre 001428 – undated Jeffrey From ██████████ – “Has girl for tonight” ;Giuffre 001432 (pictured above)– 7/9/04 – Mr. Epstein From ██████████ – “█████████ is available on Tuesday no one for tomorrow”; GIUFFRE 001433 /1/17/04 – Mr. Epstein from ██████████ – “Me and _____ can come tomorrow any time or ██████████ alone” ; Giuffre – 001452 – undated Jeffrey from ██████████ “Has girl for tonight.”**
- Other message pads demonstrate that there was a pattern and practice of using young females to recruit additional young females to provide sexual massages on a daily basis. **Giuffre 001413 (pictured above)– JE from “N” – “█████████ hasn’t confirmed ██████████ for 11:00 yet, so she is keeping ██████████ on hold in case ██████████ doesn’t call back; Giuffre 001448 -8/20/05 JE from ██████████ - ██████████ confirmed _____ at 4 pm. Who is scheduled for morning? I believe ██████████ wants to work.”**

This message pad reflects that a friend of Jeffrey Epstein is sending him a sixteen year old Russian girl for purposes of sex. **Giuffre 001563 (pictured above)- 6/1/05 For Jeffrey From Jean Luc “He has a teacher for you to teach you how to speak Russian. She is 2X8 years old not blonde. Lessons are free and you can have your 1st today if you call.”**

- This message pad directly refutes Maxwell’s sworn testimony that she was not present during the year 2005 at Jeffrey Epstein’s Palm Beach mansion because this shows ██████████ leaving a message for Jeffrey at the Palm Beach home that she was going to work out

³⁰ See McCawley Dec. at Exhibit 28.

with the Defendant on September 10, 2005. The police were only able to retrieve a fraction of these message pads during their trash pull but even in the few they recovered, it shows Maxwell was regularly at the Palm Beach home during the time period she claimed she was not. To the contrary, she was both sending and receiving messages and messages, like this one, reflect her presence at the mansion. **Giuffre 001412 – 9/10/05 (during the year Maxwell says she was never around) JE from [REDACTED] – “I went to Sarah and made her water bottle and I went to work out with GM.”**

- These message pads further corroborate that Defendant lied in her testimony and she was in fact in regular contact with Jeffrey Epstein during the years 2004 and 2005. For example, the message from “Larry” demonstrates that Defendant is at the Palm Beach mansion so frequently that people, including Epstein’s main pilot Larry Visoski, are leaving messages for Maxwell at the Palm Beach house. **Giuffre 001435 7/25/04 – Mr. Epstein from Ms. Maxwell – “tell him to call me”; Giuffre – 001449 – 8/22/05 – JE from GM; Giuffre – 001453 – 4/25/04 for Ms. Maxwell From Larry “returning your call”;**
- This message pad shows that Defendant was clearly actively involved in Jeffrey Epstein’s life and the activities at his Palm Beach mansion. **Giuffre – 001454 – undated Jeffrey From Ghislaine – “Would be helpful to have _____ come to Palm Beach today to stay here and help train new staff with Ghislaine.”**
- This message pad clearly reflects an underage female (noted by the police redaction of the name) leaving a message asking if she can come to the house at a later time because she needs to “stay in school.” **Giuffre 001417 (pictured above)– Jeffrey 2/28/05 Redacted name “She is wondering if 2:30 is o.k. She needs to stay in school.”**
- This message pad reflects a message from [REDACTED] who was under the age of eighteen at the time she was going over to Jeffrey Epstein’s home to provide sexual massages according to the Palm Beach Investigative Report. **Giuffre 001421 3/4/05 to Jeffrey from [REDACTED] “It is o.k. for [REDACTED] to stop by and drop something?”**
- These message pads reflect the pattern of underage girls (noted by the police redaction of the name on the message pad) calling the Palm Beach mansion to leave a message about sending a “female” over to provide a sexual massage. **Giuffre 001423 11/08/04 To Mr. JE – redacted from – “I have a female for him” Giuffre 001426 (pictured above) – 1/09/05 JE To JE from Redacted – “I have a female for him.”**
- This message pad reflects the pattern and practice of having young girls bring other young girls to the house to perform sexual massages. Indeed the “[REDACTED]” reflected in this message pad corresponds in name to the [REDACTED] that Tony Figueroa testified he initially brought to Jeffrey Epstein during the time period that the Defendant was requesting that Tony find some young females to bring to Jeffrey Epstein’s home. *See* Figueroa at 184-185. The Palm Beach Police Report reflects that “[REDACTED]” and “[REDACTED]” also brought seventeen year old [REDACTED] to the home to perform sexual massages. *See* GIUFFRE 05641. [REDACTED] thereafter recruited a number of other young girls to perform sexual

messages as reflected in the Palm Beach Police Report. **Giuffre 001427 (pictured above) – 1/2/03 – JE from [REDACTED] “Wants to know if she should bring her friend [REDACTED] with tonight.”**

- This message pad reflects multiple sexual massages being scheduled for the same day which corroborates Virginia GIUFFRE, [REDACTED] and Johanna Sjorberg’s testimony that Jeffrey Epstein required that he have multiple orgasms in a day which occurred during these sexual massages. **Giuffre 001449 (pictured above) – 9/03/05 JE from [REDACTED] – “I left message for [REDACTED] to confirm for 11:00 a.m. and [REDACTED] for 4:30 p.m.”**
- This message pad shows a friend of Jeffrey Epstein’s discussing with him how he had sex with an 18 year old who had also been with Jeffrey Epstein. **Giuffre – 001456 (pictured above)– undated JE from Jean Luc – “He just did a good one – 18 years – she spoke to me and said “I love Jeffrey.”**

Law enforcement was able to confirm identities of underage victims through the use of the names and telephone numbers in these message pads:

Q. The next line down is what I wanted to focus on, April 5th, 2005. This trash pull, what evidence is yielded from this particular trash pull?

THE WITNESS: The trash pull indicated that there were several messages with written items on it. There was a message from HR indicating that there would be an 11:00 appointment. There were other individuals that had called during that day.

Q. And when you would -- when you would see females’ names and telephone numbers, would you take those telephone numbers and match it to -- to a person?

THE WITNESS: We would do our best to identify who that person was.

Q. And is that one way in which you discovered the identities of some of the other what soon came to be known as victims?

THE WITNESS: Correct.

Q. Did you find names of other witnesses and people that you knew to have been associated with the house in those message pads?

THE WITNESS: Yes.

Q. And so what was the evidentiary value to you of the message pads collected from Jeffrey Epstein’s home in the search warrant?

THE WITNESS: It was very important to corroborate what the victims had already told me as to calling in and for work.³¹

7. The Black Book

Palm Beach Police confiscated an extensive lists of contacts with their phone numbers from Defendant and Epstein’s residence.³² Ghislaine Maxwell maintained a contact list in an

³¹ See McCawley Dec. at Exhibit 13, Recarey Dep. Tr. at 42:14-43:17; 78:25:-79:15.

approximately 100-page-long hard copy, which was openly available to other house employees. It consisted primarily of telephone numbers, addresses, or email addresses for various personal friends, associates, employees, or personal or business connections of Epstein or Defendant. Prior to being terminated by Defendant, the Palm Beach house butler Alfredo Rodriguez printed a copy of this document and ultimately provided it to the FBI. This document reflects the numerous phone numbers of Defendant, Epstein as well as staff phone numbers. Additionally, and importantly, there are several sections entitled “Massage” alongside a geographical designation with names of females and corresponding telephone numbers. These numbers included those of underage females (with no training in massage therapy) – including [REDACTED] [REDACTED] – identified during the criminal investigation of Epstein. This document is an authentic reflection of the people who were associated with Epstein, Defendant, and the management of their properties, and the knowledge each had of the contents of the document.

8. Sex Slave Amazon.com Book Receipt

Detective Recarey authenticated an Amazon.com receipt that the Palm Beach Police collected from Jeffrey Epstein’s trash. The books he ordered are titled:

- (1) SM 101: A Realistic Introduction, Wiseman, Jay;
- (2) SlaveCraft: Roadmaps for Erotic Servitude – Principles, Skills and Tools by Guy Baldwin; and
- (3) Training with Miss Abernathy: A Workbook for Erotic Slaves and Their Owners, by Christina Abernathy, as shown below:

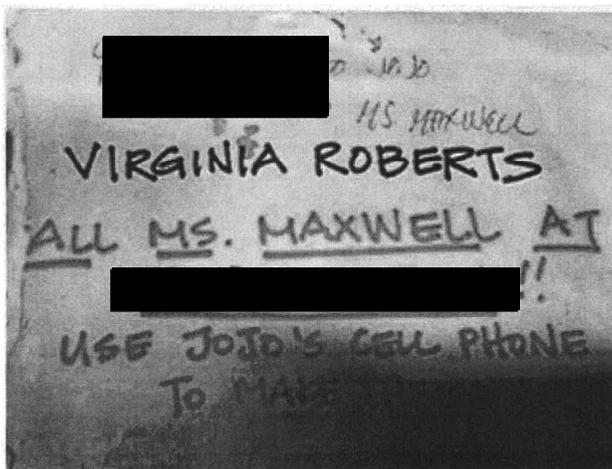
³² See McCawley Dec. at Exhibit 45, Phone List, Public Records Request No.: 16-268 at 2282 – 2288.



This disturbing 2005 purchase corroborate Ms. Giuffre’s account of being sexually exploited by Defendant and Epstein – not to mention the dozens of underage girls in the Palm Beach Police Report. Additionally, Defendant testified that she was not with Jeffrey Epstein in 2005 and 2006 when he was ordering books on how to use sex slaves; however, record evidence contradicts that testimony.

9. Thailand Folder with Defendant’s Phone Number

Defendant also was integral in arranging to have Virginia go to Thailand. While Epstein had paid for a massage therapy session in Thailand, there was a catch. Defendant told Virginia she had to meet young girls in Thailand and bring her back to the U.S. for Epstein and Defendant. Indeed, on the travel records and tickets Defendant gave to Virginia, Defendant wrote on the back the name of the girl Virginia was supposed to meet, and she was also instructed to check in frequently with Defendant as it was further signified by the words “Call Ms. Maxwell (917) [REDACTED]!” on Virginia’s travel documents. In this case, Virginia also produced the hard copy records from her hotel stay in Thailand paid for by Epstein. *See McCawley Dec. at Exhibit 32, 43, GIUFFRE 003191-003192; GIUFFRE 007411-007432.*



- 10. **It is undisputed fact that the FBI report and the Churcher emails reference Ms. Giuffre's accounts of sexual activity with Prince Andrew that she made in 2011, contrary to Defendant's argument that Ms. Giuffre never made such claims until 2014.**

Based on the FBI's Interview of Ms. Giuffre in 2011, they wrote a report reflecting Ms.

Giuffre's claims concerning her sexual encounters with Prince Andrew.³³

GIUFFRE and [redacted] went shopping and purchased makeup, clothing, and a Burberry bag. The items were purchased with [redacted] GIUFFRE and [redacted] returned [redacted] at CLUB TRAMP. [redacted] instructed GIUFFRE to get ready. When GIUFFRE came down after getting ready, she was introduced to [redacted]

[redacted]

[redacted] GIUFFRE traveled to CLUB TRAMP [redacted] GIUFFRE danced [redacted] at CLUB TRAMP [redacted]

[redacted]

[redacted] stayed at CLUB TRAMP for an hour or hour and a half and drank a couple of cocktails before returning to [redacted] GIUFFRE had not received any direction from [redacted]

[redacted] After returning to [redacted] GIUFFRE requested [redacted] to take a photograph of her [redacted] GIUFFRE advised that she still had the original photograph in her possession and would provide it to the interviewing agents. GIUFFRE proceeded with [redacted]

[redacted]

Approximately two months later, GIUFFRE met [redacted] at [redacted]

[redacted]

[redacted] GIUFFRE recalled [redacted]

[redacted] LNU, [redacted]

[redacted] GIUFFRE recalled [redacted] joking about trading GIUFFRE in because she was getting too old.

³³ See McCawley Dec. at Exhibit 31, GIUFFRE001235-1246, FBI Redacted 302.

Additionally, 2011 correspondence with Sharon Churcher shows that Ms. Giuffre disclosed her sexual encounters with Prince Andrew, but Churcher had to check with the publisher's lawyers "on how much can be published,"

-----Original Message-----
From: Sharon.Churcher@mailonsunday.co.uk
Sent: Friday, 18 February 2011 7:25 AM
To: Virginia Giuffre

Hi there
Have been up all night writing. Won't have an opinion from our lawyer on how much can be published until London wakes up. The lawyers wanted internal FBI documents but I think the Justice Dept letter is all you have from the feds??? Anyway can I give you a call early afternoon? Maybe have a late lunch?
S

See McCawley Dec. at Exhibit 34, GIUFFRE003678. Accordingly, there is documentary evidence that refutes Defendant's meritless argument that Ms. Giuffre did not allege she had sex with Prince Andrew until 2014. To the contrary, two sources, including the FBI, show Ms. Giuffre made these claims in 2011.

C. Defendant Has Produced No Documents Whatsoever That Tend to Show That She Did Not Procure Underage Girls For Jeffrey Epstein.

Defendant has produced no documents that even tend to show that she did not procure underage girls for sex with Epstein, and no documents that tend to show that she did not participate in the abuse. Indeed, Defendant refused to produce *any* documents dated prior to 2009, which includes the 2000-2002 period during which she abused Ms. Giuffre.

Against this backdrop of an avalanche of evidence showing the Defendant sexually trafficked Ms. Giuffre, summary judgment on any of the issues advanced by Defendant is inappropriate. While we discuss the particulars of the individual claims below, the larger picture is important too. Ms. Giuffre will prove at trial that Epstein and Defendant sexually trafficked her. And yet, when Ms. Giuffre had the courage to come forward and expose what Defendant had done to world – in a Court pleading trying to hold Epstein accountable – Defendant

responded by calling her a liar in a press release intended for worldwide publication. Such heinous conduct is not a mere “opinion,” but rather is defamation executed deliberately and with actual malice. The jury should hear all of the evidence and then render its verdict on Ms. Giuffre’s complaint.

III. LEGAL STANDARD

Rule 56 of the Federal Rules of Civil Procedure provides that a motion for summary judgment may be granted only when “there is no genuine issue as to any material fact and that the moving party is entitled to a judgment as a matter of law.” The Second Circuit has repeatedly held that “all ambiguities and inferences to be drawn from the underlying facts should be resolved in favor of the party opposing the motion, and all doubts as to the existence of a genuine issue for trial should be resolved against the moving party.” *Swan Brewery Co. Ltd. v. U.S. Trust Co. of New York*, 832 F. Supp. 714, 717 (S.D.N.Y. 1993) (Sweet, J.), citing *Brady v. Town of Colchester*, 863 F.2d 205, 210 (2d Cir. 1988) (internal quotations omitted). In other words, in deciding a motion for summary judgment, the court must construe the evidence in the light most favorable to the non-moving party and draw all reasonable inferences in the non-moving party’s favor. *In re “Agent Orange” Prod. Liab. Litig.*, 517 F.3d 76, 87 (2d Cir. 2008). *Stern v. Cosby*, 645 F. Supp. 2d 258, 269 (S.D.N.Y.2009). Summary judgment should be denied “if the evidence is such that a reasonable jury could return a verdict” in favor of the non-moving party. *See Net Jets Aviation, Inc. v. LHC Commc’ns, LLC*, 537 F.3d 168, 178–79 (2d Cir. 2008).

IV. LEGAL ARGUMENT

A. Defendant is Liable for the Publication of the Defamatory Statement and Damages for Its Publication

Defendant’s lead argument is that, when she issued a press release attacking Ms. Giuffre to members of the media, she somehow is not responsible when the media quickly published her

attacks. If accepted, this remarkable claim would eviscerate defamation law, as it would permit a defamer to send defamatory statements to the media and then stand back and watch – immune from liability – when (as in this case) the defamatory statements are published around the world. This absurd position is not the law, particularly given that the Defendant released a statement to media asking them to “[p]lease find attached a *quotable statement* on behalf of Ms. Maxwell.”

To make her claim seem plausible, Defendant cites older cases, some dating back as far as 1906. This presents a distorted picture of the case law on these issues. As a leading authority on defamation explains with regard to liability for republication by another of statement by a defendant: “Two standards have evolved. The older one is that the person making the defamatory statement is liable for republication only if it occurs with his or her express or implied authorization or consent. The more modern formulation adds responsibility for all republication that can reasonably be anticipated or that is the ‘natural and probable consequence’ of the publication.” SACK ON DEFAMATION § 2.7.2 at 2-113 to 2-114 (4th ed. 2016). In this case, however, the nuances of the applicable legal standards make little difference because Defendant so clearly authorized – indeed, desired and did everything possible to obtain – publication of her defamatory statements attacking Ms. Giuffre.

1. **Under New York Law, Defendant is liable for the media’s publication of her press release.**

Given the obvious purposes of defamation law, New York law unsurprisingly assigns liability to individuals for the media’s publication of press releases. Indeed, New York appellate courts have repeatedly held that an individual is liable for the media publishing that individual’s defamatory press release. *See Levy v. Smith*, 18 N.Y.S.3d 438, 439, 132 A.D.3d 961, 962–63 (N.Y.A.D. 2 Dept. 2015) (“Generally, [o]ne who makes a defamatory statement is not responsible for its recommunication without his authority or request by another over whom he

has no control . . . Here, however . . . the appellant intended and authorized the republication of the allegedly defamatory content of the press releases in the news articles”); *National Puerto Rican Day Parade, Inc. v. Casa Publications, Inc.*, 914 N.Y.S.2d 120, 123, 79 A.D.3d 592, 595 (N.Y.A.D. 1 Dept. 2010) (affirming the refusal to dismiss defamation counts against a defendant who “submitted an open letter that was published in [a] newspaper, and that [the defendant] paid to have the open letter published,” and finding that the defendant “authorized [the newspaper] to recommunicate his statements.”) *See also* RESTATEMENT (SECOND) OF TORTS § 576 (1977) (“The publication of a libel or slander is a legal cause of any special harm resulting from its repetition by a third person if . . . the repetition was authorized or intended by the original defamer, or . . . the repetition was reasonably to be expected.”)³⁴

Defendant deliberately sent her defamatory statement to major news media publishers for worldwide circulation because Defendant wanted the public at large to believe that Ms. Giuffre was lying about her abuse. Defendant even hired a public relations media specialist to ensure the media would publish her statement. Her efforts succeeded: her public relations agent instructed dozens of media outlets to publish her “quotable” defamatory statement and they did.

Despite this deliberate campaign to widely publicize her defamatory statement, Defendant now disclaims any responsibility for the media publishing her press release. If we understand Defendant’s position correctly, because she somehow lacked “control” over what major newspapers and other media finally put in their stories, she escapes liability for defamation. This nonsensical position would let a defamer send a false and defamatory letter to major media, and then, when they published the accusation, escape any liability. Such an

³⁴*Cf.*, *Elijah v. Ucatan Corp.*, 433 F. Supp. 309, 312–13 (W.D.N.Y. 1977) (“The alleged multistate publication of plaintiff’s photograph without her consent thus gives rise to a single cause of action. . . . However, evidence of the multistate publication of the magazine and the number of copies sold would be competent and pertinent to a showing of damages, if any, suffered by plaintiff.”)

argument is not only an affront to logic, but it is contrary to prevailing New York case law, cited above. Perhaps even more important, in the context of the pending summary judgment motion, it would require Defendant to convince the jury that she did not “authorize or intend” for the major media to publish her press release. Obviously the disputed facts on this point are legion, and summary judgment is accordingly inappropriate.

Even the cases Defendant cites contradict her argument. She first cites *Geraci v. Probst*, in which a defendant sent a letter to the Board of Fire Commissioners, and, years later, a newspaper published the letter. The court held that the defendant was not liable for that belated publication, “made years later without his knowledge or participation.” *Id.*, at 340. By contrast, Defendant not only authorized the defamatory statement, but paid money to her publicist to convince media outlets to publish it promptly – actions taken with both her knowledge and consent. Defendant’s statement was thus not published “without [her] authority or request,” as in *Geraci*, but by her express authority and by her express request. Defendant’s publicist’s testimony and the documents produced by Defendant’s publicist unambiguously establish that the media published her press release with Defendant’s authority and by her request:

Q. When you sent that email were you acting pursuant to Ms. Maxwell’s retention of your services?

A. Yes, I was

Q. The subject line does have “FW” which to me indicates it’s a forward. Do you know where the rest of this email chain is?

A. My understanding of this is: It was a holiday in the UK, but Mr. Barden was not necessarily accessible at some point in time, so this had been sent to him originally by Ms. Maxwell, and because he was unavailable, she forwarded it to me for immediate action. I therefore respond, “Okay, Ghislaine, I’ll go with this.”

It is my understanding that this is the agreed statement because the subject of the second one is “Urgent, this is the statement” so ***I take that as an instruction to send it out, as a positive command***: “This is the statement.”³⁵

³⁵ See McCawley Dec. at Exhibit 6, Ross Gow Dep. Tr. at 14:15-17; 44:6-45:13 (emphasis added).

Similarly, another case cited by Defendant, *Davis v. Costa-Gavras*, involved a libel claim against a book author who wrote an account of the 1972 military coup in Chile. Years later, the plaintiff attempted to ascribe defamation liability to a third-party publishing house's decision to republish the book in paperback form and a third-party filmmaker who released a movie based on the book. The Court held that a "party who is 'innocent of all complicity' in the publication of a libel cannot be held accountable . . . [but that] a deliberate decision to republish or active participation in implementing the republication resurrects the liability." 580 F. Supp. 1082, 1094 (S.D.N.Y. 1984). Here, Defendant made a deliberate decision to publish her press release, and actively participated in that process. At the very least, the jury must make a determination of whether Defendant was "innocent of all complicity" for a libelous statement contained in her press release.

Finally, Defendant cites *Karaduman v. Newsday, Inc.*, 416 N.E.2d 557 (1980), which held that reporters of a series of articles on narcotics trade "cannot be held personally liable for injuries arising from its subsequent republication in book form absent a showing that they approved or participated in some other manner in the activities of the third-party republisher." *Id.*, 416 N.E.2d at 559-560. Again, the jury could reasonably find that Defendant both approved of, and even participated in, the media's publication of her press release. Indeed, it is hard to understand how any jury could find anything else. Defendant was obviously "active" in influencing the media to publish her defamatory press release, she both "approved" of and pushed for the publication of the press release. Accordingly, she is liable for its publication.³⁶

³⁶ On page 14 of her motion, Defendant makes wholly contradictory statements. In back-to-back sentences, she tells the Court that (1) she has no control over whether the media published the statement she sent to the media (with instructions to publish it by an influential publicist); (2) her public relations representative gave instructions to the media on how to publish it (in full); and (3) her public relations representative "made no effort to control" how the media would publish it. Indeed, the best evidence of Defendant's control over the press is the fact dozens of media outlets obeyed her directive to publish her defamatory statement.

Therefore, disclaiming responsibility for the media's publication of a statement (for which she hired a publicist for the purpose of influencing the media to publish that statement) is contrary to both prevailing case law, and the cases cited by Defendant.

2. **Defendant is liable for the media's publication of the defamatory statement.**

After arguing, contrary to New York law, that she is not liable for the media's publication of her own press release, Defendant next argues that she is not liable for the media's publications of the *defamatory statement* contained within her press release if the media chose to make even the tiniest of editorial changes. If we understand Defendant's argument correctly, any omission of any language from a press release is somehow a "selective, partial" publication for which she escapes liability. Mot. at 14. Once again, this claim is absurd on its face. It would mean that a defamer could send to the media a long attack on a victim with one irrelevant sentence and, when the media quite predictably cut that sentence, escape liability for the attack. Moreover, even on its face, the claim presents a jury question of what changes would be, in context, viewed as "selective" or "partial" publications – something that only a jury could determine after hearing all of the evidence.

In support of this meritless argument, Defendant cites *Rand v. New York Times Co.*, for the proposition that a defendant cannot be liable for a publisher's "editing and excerpting of her statement." 430 N.Y.S.2d 271, 274, 75 A.D.2d 417, 422 (N.Y.A.D. 1980). This argument fails for several reasons. First, there is no "republication" by the media as a matter of law. Defendant issued a defamatory statement to the press, and its publication (as Defendant intended) is not a "republication" under the law, as discussed above. Second, there was no "editing" or paraphrasing or taking the quote out of context of the core defamatory statement in the press release: that Ms. Giuffre is a liar. The "obvious lies" passage is the heart of the message

Defendant sent to the press: that Ms. Giuffre was lying about her past sexual abuse. Even in isolation, Defendant's quote stating that Ms. Giuffre's claims are "obvious lies" does not distort or misrepresent the message Defendant intended to convey to the public that Ms. Giuffre was lying about her claims. As this Court explained in denying Defendant's Motion to Dismiss, this case "involves statements that explicitly claim the sexual assault allegations are false." *Giuffre v. Maxwell*, 165 F. Supp. 3d 147, 152 (S.D.N.Y. 2016).

Furthermore, the facts at issue here make the *Rand* holding inapposite. In *Rand*, a newspaper paraphrased and "sanitized" defendant's words. No such changing, sanitizing, or paraphrasing occurred in the instant case: the media **quoted** Defendant's statement accurately. Further, the phrase at issue in *Rand* was that certain people "screwed" another person. The speaker/newspaper used the term "screwed" in reference to a record label's dealings with a performing artist, and not did not mean "screwed" in the literal sense, but as "rhetorical hyperbole, and as such, is not to be taken literally." *Id.* By contrast, there is no hyperbole in Defendant's defamatory statement, and it was never distorted or paraphrased by any publication known to Ms. Giuffre. A jury could reasonably conclude that Defendant's statement that Ms. Giuffre's claims of child sexual abuse are "obvious lies" is not a rhetorical device, nor hyperbole, but a literal and particular affirmation that Ms. Giuffre lied.

Accordingly, there is no support in the factual record that the media reporting that Defendant stated that Ms. Giuffre's claims of childhood sexual abuse are "obvious lies" is a distortion of Defendant's message or hyperbole. Even a cursory review of the press release would lead to that conclusion. Moreover, to the extent that there is any dispute that Defendant's statement had a different meaning outside of the context of the remainder of the press release,

such a determination of meaning and interpretation is a question of fact for the jury to decide, and is inappropriate for a determination upon summary judgment.

B. Material Issues of Fact Preclude Summary Judgment.

1. The Barden Declaration presents disputed issues of fact.

The primary basis of Defendant's motion for summary judgment is her attorney's self-serving, *post hoc* affidavit wherein he sets forth his alleged "intent" with regard Defendant's defamatory statement.³⁷ Ms. Giuffre disputes Defendant's attorney's alleged and unproven "intent" (not to mention Defendant's "intent"), not only because Defendant refuses to turn over her attorney's communications, but also because questions of intent are questions of fact to be determined by a trier of fact. Furthermore, ample record evidence contradicts the claimed "intent."

a. The Barden Declaration is a deceptive back-door attempt to inject Barden's advice without providing discovery of all attorney communications.

In her brief, Defendant discloses her attorney's alleged legal strategy and alleged legal advice; however, she deliberately states that her attorney "intended," instead of her attorney "advised," when discussing her attorney's legal strategy and advice, using that phrase *at least 37 times*,³⁸ and using phrases such as Barden's "beliefs,"³⁹ "purposes,"⁴⁰ "goals,"⁴¹ and

³⁷ The Barden declaration is problematic for other reasons as well. In addition to Defendant's over-length, 68-page motion and among Defendant's 654 pages of exhibits lies an eight-page attorney affidavit that proffers legal conclusions and arguments. This exhibit is yet another improper attempt to circumvent this Court's rules on page limits. See *Pacenza v. IBM Corp.*, 363 F. App'x 128, 130 (2d Cir. 2010) (affirming lower court decision to strike "documents submitted . . . in support of his summary judgment motion [that] included legal conclusions and arguments" because those "extraneous arguments constituted an attempt . . . to circumvent page-limit requirements submitted to the court."); cf. *HB v. Monroe Woodbury Cent. School Dist.*, 2012 WL 4477552, at *6 (S.D.N.Y. Sept. 27, 2012) ("The device of incorporating an affirmation into a brief by reference, as Plaintiffs have done here, in order to evade the twenty-five page limit, rather obviously defeats the purpose of the rule"). The court should disregard the Barden Declaration for that reason alone

³⁸ MSJ at 7 (three times), 8 (three), 15 (four), 16, 25 (five), 26, 33, 35 (two), 36 (three); Statement of Facts at 6 (two), 7 (five); Decl. of Philip Barden at 4 (four), 5 (three).

³⁹ MSJ at 25, 35; Statement of Facts at 7 (two); Decl. of Philip Barden at 3, 4 (three), 5 (two).

⁴⁰ MSJ at 8, 25, 35; Statement of Facts at 7 (three); Decl. of Philip Barden at 4 (two), 5 (three).

“contemplations” 25 other times. All the while Defendant has claimed a privilege as to her communications with Barden. Defendant attempts to convince the Court that she only granted Gow permission to publish the defamatory statement as part of “Mr. Barden’s deliberated and carefully crafted” (MSJ at 16) legal strategy and advice. Yet, she still refused to turn over her communications with Barden under the auspices of attorney-client privilege.⁴² Such gamesmanship should not be permitted.

If the Court were to consider the Barden Declaration (which it shouldn’t), it would be ruling on a less than complete record because, based on this Declaration, it is necessary that Defendant disclose all communications with him and possibly others. Ms. Giuffre doesn’t have those communications, the court doesn’t have those communications; therefore, Defendant is asking for summary judgment on an incomplete record.

The Court should also not consider the Barden Declaration because it will be inadmissible as unduly prejudicial. It is a self-serving declaration by a non-deposed witness made without turning over the documents that are relevant to the declaration. *See, e.g., Rubens v. Mason*, 387 F.3d 183, 185 (2d Cir. 2004) (“We find that the District Court predicated its grant of summary judgment as to liability on an affidavit from the arbitrator who presided over the underlying arbitration, the probative value of which was substantially outweighed by the danger of unfair prejudice. The affidavit, therefore should not have been admitted. We therefore vacate the grant of summary judgment to the defendants on liability and remand to the District Court.”).

- b. Defendant’s summary judgment argument requires factual findings regarding Barden’s intent, thereby precluding summary judgment.

Even were the Court to consider this Declaration and representations therein – which it should not – the declaration itself demonstrates that the Court would have to make factual

⁴¹ MSJ at 27.

⁴² *See* McCawley Dec. at Exhibit 22, Defendant’s Privilege Log.

finding as to what Mr. Barden's intent really was. Finding about intent are inappropriate at the summary judgment stage, as this Court and the Second Circuit have recognized. This Court has explained, "*if it is necessary to resolve inferences regarding intent, summary judgment is not appropriate.*" *Id.* (Sweet, J.) (emphasis added), citing *Patrick v. Le Fevre*, 745 F.2d 153, 159 (2d Cir. 1984); *Friedman v. Meyers*, 482 F.2d 435, 439 (2d Cir. 1973) (other citations omitted).

c. There are factual disputes regarding Barden's Declaration.

Finally, there are material disputes over the statements in the Barden Declaration because they are directly refuted by record evidence. For example, the instant motion and the Barden Declaration describe the press release merely as a document expressing "his [Mr. Barden's] *opinion – in the form of a legal argument – as a lawyer would be,*" as opposed to a press release for dissemination by the media to the public. Record evidence refutes this claim, as (1) the press release was sent to journalists, not media publishers or in-house counsel; (2) the press release instructed the journalists to publish the defamatory statement ("Please find attached a *quotable statement* on behalf of Ms. Maxwell"); (3) it was issued by a publicist on Defendant's behalf and not by an attorney, without any reference to attorneys or laws – indeed, Gow testified that Barden was unavailable to approve the statement; and (4) Gow testified that he issued the statement only after he understood Defendant to have "signed off" it, an understanding he formed based on Defendant's "positive command" to him: "This is the agreed statement."

Q. When you sent that email were you acting pursuant to Ms. Maxwell's retention of your services?

A. Yes, I was.

Q. When you say "agreed statement" can you tell me more about what you mean? **Who agreed to the statement?**

A. I need to give you some context, if I may, about that statement. So, this is on New Year's Day. I was in France so the email time here of 21:46, in French time was 22:46, and I was getting up early the next morning to drive my family back from the south of France to England, which is a 14-hour journey, door to door. So on the morning of the 2nd of January,

bearing in mind that Ms. Maxwell, I think was in New York then, she was five hours behind, so there was quite a lot of, sort of time difference between the various countries here, I sent her an email, I believe, saying - parsing this-- forwarding this email to her saying “How do you wish to proceed?” And then I was on the telephone-- I had two telephones in the car, I received in excess of 30 phone calls from various media outlets on th^e 2nd of January, all asking for information about how Ms. Maxwell was looking to respond to the latest court filings, which were filed on the 30th of December as I understand.

And by close-- towards close of play on the 2nd, **I received an email forwarded by Ms. Maxwell, containing a draft statement** which my understanding was the majority of which had been drafted by Mr. Barden **with a header along the lines of “This is the agreed statement.”** At close of play on th^e 2nd. So—I was—I had gone under the Channel Tunnel and I was sitting on the other side and that email, which **my understanding was that it had been signed off by the client, effectively**, was then sent out to a number of media, including Mr. Ball and various other UK newspapers.

Q. Mr. Gow, when you say “end of play” and “close of play,” are you referring to sending the email that is Exhibit 2?

A. Yes, I am

Q. The subject line does have “FW” which to me indicates it’s a forward. Do you know where the rest of this email chain is?

A. My understanding of this is: It was a holiday in the UK, but Mr. Barden was not necessarily accessible at some point in time, so **this had been sent to him originally by Ms. Maxwell, and because he was unavailable, she forwarded it to me for immediate action. I therefore respond, “Okay, Ghislaine, I’ll go with this.”**

It is my understanding that this is the agreed statement because the subject of the second one is “Urgent, this is the statement” so I take that as an instruction to send it out, as a positive command: “This is the statement.”⁴³

Accordingly, record evidence shows that the press release was intended as press release, and not as a “legal argument.” Record evidence also establishes that Defendant circulated the press release to Barden and Gow, and then gave a “positive command” to Gow to publish it. Additionally, there is no indicia that the press release is a legal opinion. To the contrary, it was issued by, and specifically attributed to, a woman who has personal knowledge of whether Ms. Giuffre’s claims of sexual abuse are true, and she states that Ms. Giuffre is a liar.⁴⁴ At the very least, all of these factual issues must be considered by a jury.

⁴³ See McCawley Dec. at Exhibit 6, Ross Gow Dep. Tr. at 14:15-17; 31:19-33:7; 44:6-45:13 (emphasis added).

⁴⁴ Unsurprisingly, Defendant cites no case law to support her argument that her attorney’s alleged influence in preparing the statement Defendant issued to the media somehow shields her from liability.

Another example is that Defendant states that “Gow served only as Mr. Barden’s conduit to the media” (MTD at 25), and “Mr. Barden was directing the January 2-15 statement to a discrete number of media representatives.” Barden wasn’t directing anything – he wasn’t even in the loop when Defendant decided to publish the statement - and the documents prove it. Indeed, the press release itself states that it is “on behalf of Ms. Maxwell,” not Barden, and it was Defendant who gave the “positive command” to Gow to publish it. These are just a couple of examples, among many, of the purported facts asserted in Defendant’s motion and Barden’s Declaration that are directly refuted by facts in the record.

Finally, neither the media nor the general public could have known that the statement should be attributed to Barden. His name was nowhere in it, nor is there any reference to counsel. Defendant’s argument that the “context” is the media knowing Barden’s intent or involvement is unsupported by the record. The significant factual disputes about Barden, alone, prevent summary judgment.

C. Defendant’s Defamatory Statement Was Not Opinion as a Matter of Law.

As this Court previously held, correctly, Defendant stating that Ms. Giuffre’s claims of sexual assault are lies is not an expression of opinion:

“First, statements that Giuffre’s claims ‘against [Defendant] are untrue,’ have been ‘shown to be untrue,’ and are ‘obvious lies’ have a specific and readily understood factual meaning: that Giuffre is not telling the truth about her history of sexual abuse and Defendant’s role, and that some verifiable investigation has occurred and come to a definitive conclusion proving that fact. Second, these statements (as they themselves allege), are capable of being proven true or false, and therefore constitute actionable fact and not opinion. Third, in their full context, while Defendant’s statements have the effect of generally denying Plaintiff’s story, they also clearly constitute fact to the reader.”

Giuffre v. Maxwell, 165 F. Supp. 3d 147, 152 (S.D.N.Y. 2016). This Court further explained:

“Plaintiff cannot be making claims shown to be untrue that are obvious lies without being a liar. Furthermore, to suggest an individual is not telling the truth

about her history of having been sexually assaulted as a minor constitutes more than a general denial, it alleges something deeply disturbing about the character of an individual willing to be publicly dishonest about such a reprehensible crime. Defendant's statements clearly imply that the denials are based on facts separate and contradictory to those that Plaintiff has alleged." *Id.*

Defendant argues that somehow the "context" of the entire statement "tested against the understanding of the average reader" should be the press release as a whole being read only by journalists. This is an unreasonable construct because the ultimate audience for a press release is the public. Indeed, the purpose of a press release is to reach readers. Unsurprisingly, Defendant cites no case that holds that journalists might somehow believe statements of fact are opinion while others do not.

This Court has previously covered this ground when it clearly stated:

Sexual assault of a minor is a clear-cut issue; either transgression occurred or it did not. Either Maxwell was involved or she was not. The issue is not a matter of opinion, and there cannot be differing understandings of the same facts that justify diametrically opposed opinion as to whether Defendant was involved in Plaintiff's abuse as Plaintiff has claimed. Either Plaintiff is telling the truth about her story and Defendant's involvement, or Defendant is telling the truth and she was not involved in the trafficking and ultimate abuse of Plaintiff.

Giuffre v. Maxwell, 165 F. Supp. at 152 (S.D.N.Y. 2016). The same conclusion applies now. At the motion to dismiss stage, Defendant had not yet produced the statement she issued to the press. That statement is now in evidence, so there is no ambiguity as to what defendant released to the press.

The absurdity of Defendant characterizing his statements calling Ms. Giuffre a liar as mere "opinion" is revealed by the fact that Defendant was the one who was sexually trafficking and otherwise abusing Ms. Giuffre. No reasonable person in any context would construe that as Defendant's mere "opinion" on the subject, since Defendant knew she was abusing Ms. Giuffre. Indeed, this argument is contradicted by Defendant's own deposition testimony:

Q. Do you believe Jeffrey Epstein sexually abused minors?

A. I can only testify to what I know. **I know that Virginia is a liar and I know what she testified is a lie.** So I can only testify to what I know to be a falsehood and half those falsehoods are enormous and so **I can only categorically deny everything she has said** and that is the only thing I can talk about because I have no knowledge of anything else.

See McCawley Dec. at Exhibit 11, Maxwell Dep. Tr. (April 17, 2016) at 174:6-19.

Defendant slyly contends in her motion that “Mr. Barden’s “arguments” in the press release constitute ‘pure opinion,’” attempting to disclaim any involvement in making the defamatory statement. However, it is not Mr. Barden’s statement, nor his opinion, that is at issue here. At issue here is Defendant’s statement – a statement attributable to her, that she approved, whose publication she “command[ed],” and for which she hired a public relations representative to disseminate to at least 30 journalists for publication. While Mr. Barden could possibly have had his own opinion as to whether or not his client abused Ms. Giuffre, Defendant cannot express an opinion on a binary, yes/no subject where she knows the truth. As this Court previously articulated, “statements that Giuffre’s claims ‘against [defendant] are untrue,’ have been ‘shown to be untrue,’ and are ‘obvious lies’ have a specific and readily understood factual meaning.” *Giuffre v. Maxwell*, 165 F. Supp. 3d at 152. Again, at the very least, the jury must pass on such issues.

D. The Pre-Litigation Privilege Does Not Apply to Defendant’s Press Release

1. Defendant fails to make a showing that the pre-litigation privilege applies.

Defendant’s next argument seeks refuge in the pre-litigation privilege. If we understand the argument correctly, Defendant seems to be saying that because she was contemplating an (unspecified and never-filed) lawsuit involving the British Press, she somehow had a “green light” to make whatever defamatory statements she wanted about Ms. Giuffre. To prove such a

remarkably claim, Defendant relies on caselaw involving such mundane topics as “cease and desist” letters sent to opposing parties and the like. Obviously such arguments have no application to the press release that Defendant sent out, worldwide, attacking Ms. Giuffre’s veracity.

The problems with the Defendant’s argument are legion. For starters, there is no record evidence – not even Defendant’s own testimony – suggesting that she was contemplating litigation against Ms. Giuffre, or that her press release was related to contemplated litigation against Ms. Giuffre. Tellingly, the only “evidence” Defendant cites of any alleged contemplated litigation is the self-serving, *post hoc*, partial waiver of attorney-client privilege found in the Barden Declaration. As discussed above, that Declaration fails to establish that there was good faith anticipated litigation between her and Ms. Giuffre, particularly when evidence in the record contradicts such assertions. At the very least, it is a matter of fact for the jury to decide.

In another case in which a defendant attempted to claim pre-litigation privilege applied to statements made to the press, this Court denied summary judgment, and held, “[t]o prevail on a qualified privilege defense [defendant] must show that his claim of privilege does not raise triable issues of fact that would defeat it.” *Block v. First Blood Associates*, 691 F. Supp. 685, 699-700 (Sweet, J.) (S.D.N.Y. 1988) (denying summary judgment on the pre-litigation qualified privilege affirmative defense because there was “a genuine issue as to malice and appropriate purpose”). Defendant’s claim here likewise fails.

First, Defendant’s testimony makes no mention of any contemplated lawsuit – much less, any contemplated lawsuit against Ms. Giuffre. Second, Defendant has offered no witnesses who will testify that she intended to bring any law suit. Third, she did not, in fact, bring any such lawsuit. The only “evidence” is a *post hoc* Declaration written by her attorney. Finally, it must be

remembered, as explained at length above, the Defendant had sexually trafficking Defendant and was attempting to continue to conceal her criminal acts. Whether her statements had an “appropriate purpose,” *Block* 691 F. Supp. at 699-700 (Sweet, J.) – or were, rather, efforts by a criminal organization to silence its victims – is obviously contested. Accordingly, obvious issues of fact exist as to whether or not Defendant contemplated litigation.

Distorting reality, Defendant further argues: “Statements pertinent to a good faith anticipated litigation made by attorneys (or their agents under their direction) before the commencement of litigation are privileged.” (MSJ at 33). The record evidence shows that Defendant’s attorney did not make the defamatory statement. Further, Defendant’s attorney’s agents did not make the defamatory statement. Defendant did. And, there was no statement made by anyone “before the commencement of litigation” because *litigation never commenced*. Accordingly, the cases Defendant cites where attorneys are making statements (or where clients are making statements to their attorneys regarding judicial proceedings including malpractice) are wholly inapposite as detailed below.⁴⁵

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- *Front v. Khalil*, 24 N.Y.3d 713, 720 (2015) - statement made by attorney.
- *Flomenhaft v. Finkelstein*, 127 A.D.3d 634, 637 n.2, 8 N.Y.S.3d 161 (N.Y. App. Div. 2015) - did not even address pre-litigation privilege, and said that *Front, Inc.* was not relevant to the case.
- *Kirk v. Heppt*, 532 F. Supp. 2d 586, 593 (S.D.N.Y. 2008) - the communication at issue was made by an attorney’s client to the attorney’s malpractice carrier concerning the client’s justiciable controversy against the attorney over which the clients actually sued.
- *Petrus v. Smith*, 91 A.D.2d 1190 (N.Y.A.D., 1983) - the court held: “[r]emarks of attorney to Surrogate are cloaked with absolute immunity as statements made in course of judicial proceedings – Attorney’s gratuitous opinion outside courthouse calling plaintiff liar . . . is not similarly immune.” (This case undermines the false argument Defendant tries to make).
- *Klien* - contrary to dicta quoted by Defendant from the *Klein* case, there were no communications made “between litigating parties or their attorneys,” just a press release Defendant instructed her press agent to disseminate to the media.
- *Frechtman v. Gutterman*, 115 A.D.3d 102, 103, 979 N.Y.S.2d 58, 61 (2014) - the communication at issue was a letter sent by a client to his attorney terminating the representation for malpractice.
- *Sexter & Warmflash, P.C. v. Margrabe*, 38 A.D.3d 163 (N.Y.A.D. 1 Dept. 2007) - privilege applied to letter client sent discharging law firm as the client’s attorneys as statements relating to a judicial proceeding and law firm sued for defamation.

Similarly, in *Black v. Green Harbour Homeowners' Ass'n, Inc.*, 19 A.D.3d 962, 963, 798 N.Y.S.2d 753, 754 (2005), cited by Defendant, the Court held a privilege applied to a letter sent by a home owner's association board of directors to the association's members informing them of the status of litigation to which the association was a party, and to the association's letter to the state attorney general sent to discharge its duties to the association. In this case, litigation was actually pending, the communication was sent by a party to that litigation as part of its duties, and the communication itself concerned the litigation. Defendant's press release fits none of those descriptions.

Unsurprisingly, Defendant cites to no case in which a Court has held that this or any qualified privilege extends to internationally disseminated press releases defaming a non-party to the purported "anticipated" litigation. Regardless of whether or not Barden had a hand in drafting the statement (another disputed issue of fact for the jury), Defendant issued the statement, instructed that it be published, and the statement she issued was attributed to her, and not to her attorney (or his agents). Accordingly, all the case law Defendant cites about an *attorney* making a statement (or a client making a statement to their attorney or malpractice carrier) is inapposite.

2. Defendant is foreclosed from using the pre-litigation privilege because she acted with malice.

In any event, because Defendant acted with malice, she cannot avail herself of the pre-litigation privilege. As this Court has explained denying Defendant's motion to dismiss, "There is no qualified privilege under New York law when such statements are spoken with malice, knowledge of their falsity, or reckless disregard for their truth." *Giuffre v. Maxwell*, 165 F. Supp. 3d at 155 (citing *Block*, 691 F. Supp. at 699 (Sweet, J.) (S.D.N.Y. 1988)). There is ample record evidence that Defendant acted with malice in issuing the press release, thereby making the litigation privilege inapplicable. *See Block*, 691 F. Supp. at 700 (Sweet, J.) ("Here, sufficient

evidence has been adduced to support the inference that [defendant] acted with malice, and may not, therefore, claim a qualified privilege under New York law . . . a genuine issue as to malice and appropriate purpose has properly been raised and is sufficient to preclude summary judgment.”). For example, Ms. Sjoberg testified that Defendant recruited her for sex with Epstein, thus corroborating Ms. Giuffre’s own account of Defendant’s involvement in abusing her with Epstein. For another example, Jeffrey Epstein’s pilot testified that Defendant flew with Ms. Giuffre on at least 23 flights, thus corroborating Ms. Giuffre’s claims against Defendant. *See McCawley Dec. at Exhibit 15, Rodgers Dep. Tr., at 34:3-10.* For another example, Tony Figueroa testified that Defendant asked him for assistance in recruiting girls for Epstein – more testimony that corroborates Ms. Giuffre’s claims against Defendant.

Defendant’s statements that Ms. Giuffre was lying and her claims of sexual abuse were “obvious lies” were not pertinent to a good faith anticipated litigation but, instead, they were made for an inappropriate purpose – i.e., to bully, harass, intimidate, and ultimately silence Ms. Giuffre. As the record evidence shows, Defendant knew the statements were false because Defendant engaged in and facilitated the sexual abuse of this minor child, therefore, they were made for the inappropriate purpose of “bullying,” “harassment,” and “intimidation.” *See Front v. Khalil*, 24 N.Y.3d 713, 720 (2015). Simply put, Defendant sexually trafficked Ms. Giuffre – and then tried to silence Ms. Giuffre to keep her crimes secret – circumstances that prevent her from using privileges designed to shield legitimate legal disputes from court interference.

New York case law fully confirms that pre-litigation qualified privilege does not apply to this case. Historically, statements made in the course of litigation were entitled to privilege from defamations claims “so that those discharging a public function may speak freely to zealously represent their clients without fear of reprisal or financial hazard.” *Id.* at 718. A 2015 New York

Court of Appeals case somewhat extended this privilege by holding that statements made by attorneys prior to the commencement of the litigation are protected by a qualified privilege if those statements are pertinent to a good faith anticipated litigation. *Id.* at 718. (“Although it is well settled that statements made in the course of litigation are entitled to absolute privilege, the Court has not directly addressed whether statements made by an attorney on behalf of his or her client in connection with prospective litigation are privileged” . . . “to advance the goals of encouraging communication prior to the commencement of litigation” . . . “we hold that statements made prior to the commencement of an anticipated litigation are privileged, and that the privilege is lost where a defendant proves that the statements were not pertinent to a good faith anticipated litigation.”).

The Court of Appeals’ reason for allowing this qualified privilege could not be more clear: “When litigation is anticipated, attorneys and parties should be free to communicate in order to reduce or avoid the need to actually commence litigation. Attorneys often send cease and desist letters to avoid litigation. Applying privilege to such preliminary communication encourages potential defendants to negotiate with potential plaintiffs in order to prevent costly and time consuming judicial intervention.” *Id.* at 719-20. Under this rationale, the *Khalil* court found that an attorney’s letters to the potential defendant were privileged because they were sent “in an attempt to avoid litigation by requesting, among other things, that Khalil return the alleged stolen proprietary information and cease and desist his use of that information.” *Id.* at 720.

Here, quite unlike *Khalil*, the Defendant’s statements were (1) made by a non-attorney (Defendant through Gow); (2) concerning a non-party to any alleged anticipated litigation; (3) knowingly false statements; and (4) contained in a press release directed at, and disseminated to,

the public at large. Defendant's statements cannot be considered "pertinent to a good faith anticipated litigation," such that the qualified privilege should apply.

Finally, though it strains credulity to even entertain the prospect, if Defendant could make even colorable showings on these basic issues, it would remain an issue of fact for the jury to determine whether or not Defendant's press release, calling Ms. Giuffre's sex abuse claims "obvious lies," was any type of "cease-and-desist" statement or a statement that acted to "reduce or avoid" or resolve any "anticipated" litigation. Summary judgment is obviously inappropriate here as well.

3. Defendant cannot invoke the pre-litigation privilege because she has no "meritorious claim" for "good faith" litigation.

Finally, Defendant cannot prevail in asserting this qualified privilege because, in order to invoke this privilege, she must have "meritorious claims" for "good faith anticipated litigation." *Khalil* specifically states that for the qualified privilege to apply, the statements must be made "pertinent to a good faith anticipated litigation," and it does not protect attorneys . . . asserting wholly *unmeritorious claims*, unsupported in law and fact, in violation of counsel's ethical obligations." *Khalil*, 24 N.Y.3d at 718, 720 (emphasis added). Defendant has neither "meritorious claims" nor "good faith anticipated litigation." Defendant cannot have a "meritorious claim" for "good faith anticipated litigation" against the press (or Ms. Giuffre) because Ms. Giuffre's reports of her sexual abuse are true, Defendant knows that they are true, and Defendant made a knowingly false statement when she called Ms. Giuffre a liar. Under these circumstances, Defendant has no "meritorious" claim to make in "good faith" relating to either Ms. Giuffre's statements or their coverage in the press, thereby making her defamatory statements wholly outside the protection of this qualified privilege. At the very least, the issue of

whether Defendant has meritorious claims against the press on the grounds that she did not abuse Ms. Giuffre is a question of fact for the jury to decide.

V. DEFENDANT HAS NOT - AND CANNOT - SHOW THAT HER DEFAMATORY STATEMENT IS SUBSTANTIALLY TRUE

Defendant next claims that her press release calling Ms. Giuffre a liar about her past sex abuse was somehow “substantially true.” Here again, this is a highly disputed claim. On its face, to determine what is “substantially” true or not requires extensive fact finding, such as whether Defendant recruited Ms. Giuffre as a minor child for sex with Defendant’s live-in boyfriend and convicted pedophile, Jeffrey Epstein. Accordingly, summary judgment is not appropriate. *See Mitre Sports Intern. Ltd. v. Home Box Office, Inc.*, 22 F. Supp. 3d 240, 255 (S.D.N.Y.2014) (denying summary judgment because it would require the Court to decide disputed facts to determine whether the statement at issue was substantially true); *Da Silva v. Time Inc.*, 908 F. Supp. 184, 187 (S.D.N.Y. 1995) (denying motion for summary judgment because there was a genuine issue of material act as to whether defamatory photo and caption were not true, stating “[i]n the instant case Da Silva’s contention that she was a reformed prostitute at the time of photography and publication provides a rational basis upon which a fact-finder could conclude that the photograph was not substantially true”).

Additionally, Defendant has remarkably not submitted any evidence that she did not recruit Ms. Giuffre for sex with Epstein. Nor has Defendant offered any evidence that her role in Epstein’s household was not to recruit girls and young women for Jeffrey Epstein. Accordingly, summary judgment is inappropriate. *See Stern v. Cosby*, 645 F. Supp. 2d 258, 277 (S.D.N.Y. 2009) (because defendant had “not submitted any evidence to show that Statement 11 is substantially true, her motion for summary judgment as to Statement 11 is denied”).

Further, much of the purported evidence upon which Defendant relies to allege the truth of her defamatory statement is merely hearsay, including inadmissible hearsay statements made by Alan Dershowitz, who Defendant did not depose in this case (and whom Ms. Giuffre has not had an opportunity to cross examine). Hearsay cannot establish the truth of a defamatory statement as a matter of law at summary judgment. *Lopez v. Univision Communications, Inc.*, 45 F. Supp.2d 348, 359 (S.D.N.Y.1999) (denying summary judgment and holding “defendants’ evidence as to what they were told by representatives of NYU and Kean College, to the extent offered for the truth of the matters asserted, is inadmissible hearsay and an insufficient basis upon which to grant summary judgment of dismissal on the ground that the statements were substantially true.”).

Finally, many of the facts upon which Defendant bases her argument that her defamatory statement was true are wholly tangential to the claims against her by Ms. Giuffre and the defamatory statement. For example, Defendant supports her contention that she did not recruit Ms. Giuffre for sex with Epstein based on the fact that Ms. Giuffre lived independently of her parents before meeting Epstein and Ms. Maxwell. (Of course, a child outside the supervision of her parents makes it much more likely she would be recruited by Defendant into sex trafficking, but that is for the jury to decide.) That fact does not go to whether or not Defendant’s statement calling Ms. Giuffre a liar is true, because Ms. Giuffre never made any claims relating to where she lived prior to meeting Defendant. Moreover, it is immaterial with whom she was living: the fundamental and overarching fact remains that Defendant recruited Ms. Giuffre for sex with Epstein when she was a minor child.

Defendant next proffers Ms. Giuffre’s limited high school enrollment and short-term jobs that she held as evidence that she and Epstein did not abuse her. The logic of this position is

unclear. The fact that Ms. Giuffre worked at Taco Bell for a few days hardly establishes she was not abused by Defendant and Epstein. Indeed, if anything it shows the vulnerability of Ms. Giuffre to enticements that a billionaire and his wealthy and powerful girlfriend could offer. In any event, what to make of such fact is something for the jury to consider. They are irrelevant for the same reason as above: Ms. Giuffre never made any claims about her studies or her prior employment. Indeed, neither Ms. Giuffre's statement about being recruited by Defendant as a child, nor Defendant's refutation even mentions Ms. Giuffre's lack of schooling or lack of a stable home as a child. Purported facts that have nothing to do with Ms. Giuffre's claims of sexual abuse against Defendant, and nothing to do with Defendant calling Ms. Giuffre a liar for such claims, do not establish the "substantial truth" of Defendant's statement. Tellingly, Defendant cites to no analogous case in any jurisdiction that even suggests otherwise.

VI. PLAINTIFF DOES NOT NEED TO ESTABLISH MALICE FOR HER DEFAMATION CLAIM, BUT IN THE EVENT THE COURT RULES OTHERWISE, THERE IS MORE THAN SUFFICIENT RECORD EVIDENCE FOR A REASONABLE JURY TO DETERMINE DEFENDANT ACTED WITH ACTUAL MALICE

Defendant's next (and, again, quite remarkable) argument is that Ms. Giuffre somehow will be unable to establish actual malice in this case. One would think that a sex trafficker calling one of her victims a liar would be a quintessential example of actual malice. Defendant's spurious case citations and misplaced argument do not detract from this core fact.

Though Defendant does not mention the legal standard for actual malice until she is 48 pages into her 68-page brief,⁴⁶ the legal definition of actual malice, as defined by the United

⁴⁶ Though perhaps a scrivener's error, Defendant errantly cites to two Supreme Court cases – *Gerts v. Robert Welch, Inc.*, 418 U.S. 323 (1974) and *Philadelphia Newspapers, Inc. v. Hepps*, 475 U.S. 767 (1986) – that arose out of the laws of Illinois and Pennsylvania, respectively, to support a proposition concerning New York law. Defendant also cites to *Harte-Hanks Commc'ns, Inc. v. Connaughton*, 491 U.S. 657, 109 S. Ct. 2678, 105 L. Ed. 2d 562 (1989), wherein the ruling was not at summary judgment, and the plaintiff in the defamation case was a judicial candidate in a public election.

States Supreme Court, and reiterated by the Second Circuit, should be the light by which all of Defendant's purported "facts" and argument should be viewed. "Actual malice" means that the statement was published with "knowledge that the statement was 'false or with reckless disregard of whether it was false or not.'" *Baiul v. Disson*, 607 F. App'x 18, 20 (2d Cir. 2015), quoting *New York Times Co. v. Sullivan*, 376 U.S. 254, 280, 84 S. Ct. 710, 11 L.Ed.2d 686 (1964).

Defendant argues that Ms. Giuffre is a limited purpose public figure. While Ms. Giuffre disputes that claim, the issue is entirely irrelevant here because Ms. Giuffre will prove at trial, with overwhelming evidence, that Defendant made her statement calling Ms. Giuffre a liar with malice, fully knowing – as a sex trafficker – that it was false. Put another way, Defendant knew that Ms. Giuffre was telling the truth when she described how Defendant recruited her for sex as an underage girl and then sexually trafficked her with her boyfriend Jeffrey Epstein.

The Second Circuit instructs that, "[o]n a motion for summary judgment, a court cannot try issues of fact; it can only determine whether there are issues to be tried. If, as to the issue on which summary judgment is sought, there is any evidence in the record from any source from which a reasonable inference could be drawn in favor of the nonmoving party, summary judgment is improper." *Chambers v. TRM Copy Ctrs. Corp.*, 43 F.3d 29, 37 (2d Cir. 1994) (internal citations and quotations omitted). "As the moving party, Defendants have the burden of demonstrating an absence of clear and convincing evidence substantiating Plaintiffs' claims." *De Sole v. Knoedler Gallery, LLC*, 139 F. Supp. 3d 618, 640 (S.D.N.Y. 2015) (citing *Chambers*).

Defendant fails to meet her burden of demonstrating an absence of clear and convincing evidence substantiating Ms. Giuffre's claims that Defendant acted with actual malice. Ms. Giuffre will easily be able to meet any trial burden of clear and convincing evidence of actual

malice. Tellingly, Defendant does not even attempt to address the documentary evidence, nor the testimonial evidence showing she was a recruiter of girls for Epstein.

As shown above, far beyond showing that a reasonable inference could be drawn in her favor, which is all that is required at this point to defeat Defendant's motion, Ms. Giuffre will easily be able to meet her trial burden of clear and convincing evidence of actual malice.

Of course, a plaintiff need only show "actual malice" on the part of a defendant if that plaintiff is a public figure or a limited public figure, which Ms. Giuffre is not, as explained *infra*.

VII. THE COURT NEED NOT REACH THE ISSUE, AT THIS TIME, OF WHETHER MS. GIUFFRE IS A LIMITED PURPOSE PUBLIC FIGURE

For the reasons just explained, Ms. Giuffre will easily be able to prove actual malice at the trial in this case. Defendant argues that Ms. Giuffre "is a public figure who must prove actual malice." MSJ at 49. Given the overwhelming proof of the second part of that statement, the Court need not spend its time considering the first.

If the Court wishes to nonetheless consider the issue at this time, it is not appropriate for disposition at the summary judgment stage of this case. The defendant bears the burden of demonstrating that the plaintiff is a limited purpose public figure. *See Lerman v. Flynt Distrib. Co.*, 745 F.2d 123, 136–37 (2d Cir. 1984). Defendant correctly articulates the legal test for a finding that a plaintiff is a limited purpose public figure, but glosses over the fact that all prongs of the test must be met in order for a court to make that finding. *See, e.g., Contemporary Mission, Inc. v. N.Y. Times Co.*, 842 F.2d 612, 617 (2d Cir. 1988) ("[T]his court set forth a **four part test** for determining whether someone is a limited purpose public figure" (emphasis added)); *Herbert v. Lando*, 596 F. Supp. 1178, 1186 (S.D.N.Y. 1984) ("The Second Circuit recently summarized the **criteria**" (emphasis added)), *aff'd in part, rev'd in part*, 781 F.2d 298 (2d Cir. 1986); *cf. Nehls v. Hillsdale Coll.*, 178 F. Supp. 2d 771, 778 (E.D. Mich. 2001) (finding plaintiff

was not a limited public figure for failing one element of the *Lerman* test and thus denying defendant's motion for summary judgment) ("The defendant has proven all of the elements but the third ..."), *aff'd*, 65 F. App'x 984 (6th Cir. 2003). Of course, proof that Ms. Giuffre (or anyone else) is a limited purpose public figure requires proof of a set of facts from which Ms. Giuffre believes Defendant has not shown in satisfaction of the four-part test.

Significantly –this Court should pause here to note that the details of Jane Doe 3's sexual exploitation and abuse, as anonymously set forth in her CVRA joinder motion, ***caused the Defendant to identify, with certainty, Jane Doe 3 as Ms. Giuffre***. Yet, at her deposition, Defendant claimed to "barely remember her at all."⁴⁷ Defendant's ability to immediately and positively identify the anonymous individual making claims of sexual abuse, if anything, shows that Defendant was intimately aware of Ms. Giuffre's sexual exploitation.

And, to be sure, Ms. Giuffre never asked to be sexually abused or trafficked by Defendant or convicted pedophile Jeffrey Epstein when she was a child – legally, she did not even have the capacity to consent. Defendant cannot recruit a minor child for sexual exploitation and then, afterwards, argue that her victim injected herself into the public controversy when coming forward about the abuse she suffered.

Moreover, Defendant has not made a sufficient showing that Ms. Giuffre has "regular" and "continuing" access to the news media. The policy rationale behind this prong is that public figures generally enjoy significant access to the media. One reporter wrote some articles on Ms. Giuffre in 2011. Thereafter, it was not until 2015, that Ms. Giuffre spoke to someone in the news media about these issues, and that interview was granted ***after*** Defendant's defamatory remarks. Such limited contacts precludes a finding that Ms. Giuffre is a limited public figure. *See*

⁴⁷ *See* McCawley Dec. at Exhibit 11, Maxwell Dep. Tr. at 44:23-45:4 (July 22, 2016) ("Q. You do remember Virginia, about that time back in the 2000s, giving Mr. Epstein massages? A. I barely remember her at all.").

Hutchinson v. Proxmire, 443 U.S. 111, 99 S. Ct. 2675, 61 L.Ed.2d 411 (1979) (finding plaintiff maintained no regular and continuing access to the media and thus was not a public figure).

It is also unclear how Defendant plans to show that Ms. Giuffre “successfully invited public attention to her views.” To be sure, Ms. Giuffre decided to start “Victims Refuse Silence,” a not-for-profit organization whose mission is “to change the landscape of the war on sexual abuse and human trafficking. Our goal is to undertake an instrumental role in helping survivors break the silence associated with sexual abuse. To fulfill this mission, we aim to enhance the lives of women who have been victimized.”⁴⁸ The website lists the National Trafficking Hotline, and provides a state-by-state resources for local organizations where victims can seek help. Unsurprisingly, Defendant cites no cases that hold that maintaining a website makes one a public figure. *See Mitre Sports Int’l Ltd. v. Home Box Office, Inc.*, 22 F. Supp. 3d 240, 252 (S.D.N.Y. 2014) (finding plaintiff was not a limited public figure and denying defendant’s motion for summary judgment) (“corporate policy denouncing child labor on its website ... do[es] not show that Mitre ... aimed to influence the public’s views on the controversy”). More important, Defendant does not explain how Ms. Giuffre was using the website to influence public views on whether she had been abused by Defendant – the subject at issue in this lawsuit.

Interestingly, Defendant has spent \$ 17,875⁴⁹ on an expert witness to tell the Court and the jury that hardly anyone searches on the internet using search terms such as “victims refuse silence sex slave.” One of Defendant’s six briefs raising *Daubert* issues specifically argues that Dr. Anderson’s estimates on the cost of remediating Ms. Giuffre’s online reputation are improper because Dr. Anderson included nearly unused search phrases when evaluating internet content. Kent’s rebuttal report states: “. . . there seems no reason to believe that such a person would use

⁴⁸<http://www.victimsrefusesilence.org/our-mission>.

⁴⁹ *See* McCawley Dec. at Exhibit 9, Kent Dep. Tr. at 25:16-26:6.

this term . . . Indeed, these are terms unlikely to be used by anyone unfamiliar with this litigation. . . . Why, for instance, would it be necessary to push down offending Web pages in the results that the search engines provide for the term victim’s refuse silence sex slave, when this term is likely never used . . .” *See* McCawley Dec. at Exhibit 25, Kent Report at 10, 33.

Defendant cannot argue to the Court that Ms. Giuffre has “successfully” invited public attention to her views through her VRS website while simultaneously filing a *Daubert* motion that argues that search terms such as “victims refuse silence sex slave” are “likely never used,” thus making the website unsuccessful in inviting public attention. In any event, Defendant has failed to set forth with precision the allegedly undisputed fact – and supporting evidence – she uses to support her argument.

Moreover, “[i]t is preferable to reduce the public figure question to a more meaningful context by looking to the nature and extent of *an individual’s participation in the particular controversy giving rise to the defamation.*” *Greenberg v. CBS Inc.*, 69 A.D.2d 693, 704, 419 N.Y.S.2d 988, 995 (1979) (emphasis added), citing *Gertz v. Robert Welch, Inc.*, 418 U.S. 323, 345, 352, 94 S. Ct. 2997, 41 L.Ed.2d 789. The context here is highly significant. Ms. Giuffre never chose to participate in Defendant and Epstein’s underage sex ring, a “controversy” that gave rise to Defendant’s defamation. In arguing that Ms. Giuffre thrust herself into the public spotlight, Defendant conveniently leaves out the fact that it is by her doing that Ms. Giuffre is in this controversy in the first place. No minor child willingly becomes a participant in sexual abuse, and it is perverse for the abuser to argue that her victim deliberately became a subject of public attention when speaking out about that abuse for the purpose of advancing justice and helping other victims.

For all these reasons, the Court should simply decline to decide the public figure issue at this juncture. But if it chooses to reach the issue, it should reject Defendant's unsupported argument.

VIII. THE JANUARY 2015 STATEMENT WAS NOT "SUBSTANTIALLY TRUE," AND MS. GIUFFRE HAS PRODUCED CLEAR AND CONVINCING EVIDENCE OF ITS FALSITY

As a final argument, Defendant argues that her January 2015 statement was "substantially true." Given that the statement argues that Ms. Giuffre lied when she said she was sexually trafficked by Defendant, the reader of Defendant's motion might reasonably expect to see some evidence presented showing that Defendant was not a sex trafficker. Instead, the reader is treated to technical quibbles. For example, the lead argument to show the "substantial" truth of Defendant's statement is the argument that Ms. Giuffre was not fifteen years old, but all of sixteen or seventeen years old when she was trafficked. As the Court knows (and can take judicial notice of), Florida law makes age eighteen the age of consent. Accordingly, it is no moment that Ms. Giuffre may have been mistaken about the exact year the sex trafficking started. Call this the "yes-I'm-a-sex-trafficker-but-only-of-sixteen-year-old-girls" defense. To even describe the defense is to show how meritless it is.

More broadly, at issue are the statements Ms. Giuffre made regarding Defendant's involvement in, and knowledge of, the sexual abuse and sex trafficking of Ms. Giuffre (and other minor girls) through a recruitment scheme executed by Defendant and Jeffrey Epstein. In response to those various statements, Defendant publicly claimed that, "the allegations made by (Ms. Giuffre) *against* Ghislaine Maxwell are untrue." Defendant continued that Ms. Giuffre's "claims are obvious lies and should be treated as such...." Defendant, through her statement

intended to convey that Ms. Giuffre was lying about everything she had said against Defendant – “the allegations.”

In sum and essence, those statements made by Ms. Giuffre about which Defendant released a public statement to exclaim were “untrue” and “obvious lies” were:

- (1) That Defendant approached Ms. Giuffre while Ms. Giuffre was an underage minor working at the Mar-a-Lago Country Club, and recruited the then-minor Ms. Giuffre to go to the house of Jeffrey Epstein under the pretense of providing a massage to Jeffrey Epstein for money;
- (2) That Ms. Giuffre followed Defendant’s instructions, and was driven to Jeffrey Epstein’s house, where she was greeted by Defendant and later introduced to Jeffrey Epstein;
- (3) That Ms. Giuffre was lead upstairs to be introduced to Jeffrey Epstein in his bedroom, and that while there Defendant demonstrated how Ms. Giuffre should provide a massage to Jeffrey Epstein;
- (4) That Defendant and Epstein converted the massage into a sexual experience, requesting that Ms. Giuffre remove her clothing, after which time a sexual encounter was had;
- (5) That Defendant and Epstein expressed approval for Ms. Giuffre, and offered her money in exchange for this erotic massage turned full sexual encounter;
- (6) That Defendant and Epstein offered Ms. Giuffre the promise of money and a better life in exchange for Ms. Giuffre acting sexually compliant and subservient to their demands;
- (7) That Ms. Giuffre, after that first encounter, was repeatedly requested to service Epstein and/or Defendant sexually and/or others;
- (8) That Ms. Giuffre was taken on Epstein’s private planes on numerous occasions and trafficked nationally and internationally for the purpose of servicing Epstein and others, including Defendant, sexually;
- (9) That Defendant was Epstein’s primary manager of the recruitment and training of females who Epstein paid for sexual purposes;
- (10) That Defendant participated in sexual encounters with females, including Ms. Giuffre; and
- (11) That Ms. Giuffre and other recruited females were encouraged by Defendant and Epstein to bring other young females to Epstein for the purpose of servicing him sexually.

Defendant, by way of her January 2015 statement, declared that Ms. Giuffre lied about each and every one of these allegations regarding Defendant. In fact, Defendant clarified further this position in her deposition when she said repeatedly that everything Ms. Giuffre said about Defendant was totally false.⁵⁰ The clarification in her deposition is identical in intention to the reasonable interpretation of her statement that Defendant made publicly, which has formed the basis of this defamation action—that Ms. Giuffre was lying about everything she said about Defendant, and that Defendant was not at all involved in the activity she was accused of engaging in.

While her public statement could not have been more clear, as her deposition testimony further underscored, Defendant intended the world to believe that nothing Ms. Giuffre said about Defendant was true, and that Defendant was not at all involved with any of the things she was accused of, Defendant has decided in this motion to minutely dissect the nuance of Ms. Giuffre's various statements to cause the Court to reach a far-fetched conclusion that Defendant's insidiously false statement was somehow "substantially true." Ironically, this repositioning amounts to nothing more than an admission by Defendant of the defamatory nature of her statement.

A. When Ms. Giuffre Initially Described Her Encounters With Defendant and Epstein, She Mistakenly Believed the First Encounter Occurred During the Year 1999.

Discovery has resulted in the production of records, including Ms. Giuffre's employment records from Mar-a-Lago, which she did not possess at the time she was recounting her interactions with Defendant. Those records establish that the initial encounter wherein Defendant recruited Ms. Giuffre occurred during the year 2000 and not during 1999. Ms. Giuffre was

⁵⁰ See McCawley Dec. at Exhibit 11, Maxwell 4-22-2016 Dep. Tr. at 135:3-4; 178:15-178:24; 179:20-180:7; 228:7-229:10.

sixteen years old before August 9, 2000, and turned seventeen on that date. It is unclear from the limited records available whether Defendant approached and recruited Ms. Giuffre before or just after Ms. Giuffre's 17th birthday. However, what has now been established through numerous witnesses is that Defendant approached and recruited a minor child for the purposes of enticing that minor over to the house of Jeffrey Epstein, a currently-registered sex offender.⁵¹ The exact lure of Ms. Giuffre by Defendant - enticement of being paid money to give a billionaire a massage at his mansion - was used by Epstein and his many associates and employees to recruit dozens and dozens of other underage girls. There is no doubt that the crux of Ms. Giuffre's statement on this point is that Defendant recruited her when she was only a minor child unable to consent to sex, not precisely how far under the age of consent she was. Defendant's public claim that Ms. Giuffre's account of this approach, and recruiting element, was "untrue" and "obvious lies" is not "substantially true," but is itself an obvious lie – as Ms. Giuffre will prove to the jury at trial.

B. Defendant's January 2015 Statement Claiming as "Untrue" and an "Obvious Lie" the Allegation That She Regularly Participated in Epstein's Sexual Exploitation of Minors and That the Government Knows Such Fact is Not Substantially True But Instead Completely False.

Defendant next argues that she "accurately denied that [she] 'regularly participate[d] in Epstein's sexual exploitation on minors' and that 'the Government knows such fact.'" MSJ at 58. It is not clear whether Defendant is nitpicking this statement by contesting whether she "regularly" participated in Epstein's sexual exploitation or whether she did participate, but the Government was unaware of the extent of her involvement. Call this the "yes-I'm-a-sex-trafficker-but-only-on-Tuesdays-and-Thursdays" defense – here again, to simply recount the claim is to see its absurdity.

⁵¹ See McCawley Dec. at Exhibit 1, 5, Alessi Dep. Tr. at 94:24-95:2; Giuffre Dep. Tr. at 111:12-111:21; 116:19-117:12.

Contrary to Defendant's misleading, cherry-picked fragments of information she has chosen to use to support her point, there is an abundance of evidence clearly linking Defendant to Epstein's sexual exploitation of minors. As the Court is aware, numerous message pads were recovered from Epstein's home indicating Defendant's involvement in and knowledge of Epstein's illegal exploitation.⁵² Additionally, numerous employees and others have testified about Defendant's high-ranking position in the hierarchal structure of the sexual exploitation scheme.⁵³ In fact, multiple individuals, in addition to the Ms. Giuffre, have testified about Maxwell's involvement in the exploitation of minors, including Ms. Giuffre.⁵⁴

Defendant also argues that one government investigator, Palm Beach, Florida, Detective Recarey, may not have been aware of her involvement in the sex trafficking. Defendant fails to cite another passage in Detective Recarey's deposition, where he noted that he was aware of Defendant's involvement with Epstein and the sexual exploitation of children.⁵⁵ But even assuming Recarey was unaware (which Ms. Giuffre strongly disputes), Defendant would have, at most, a "yes-I'm-a-sex-trafficker-but-I-successfully-hid-it-from-one-of-the-cops" defense – again, not a likely claim.

More broadly, Ms. Giuffre's statement about what the "Government" knew about sex trafficking was made in pleadings filed in a *federal* Court case attacking the decision of the U.S. Attorney's Office for the Southern District of Florida to offer Jeffrey Epstein immunity from prosecution for *federal* sex trafficking crimes. Accordingly, to present an even arguable claim for summary judgment, Defendant would have to show that the U.S. Attorney's Office (and its

⁵² See, e.g., McCawley Dec at Exhibit 28 (message pad excerpts), GIUFFRE 001412, 001418, 001435, 001446, 001449, 001453, 001454.

⁵³ See McCawley Dec. at Exhibit 21, 1, Rodriguez Dep. Tr. at 169:1-169:4; Alessi Dep. Tr. at 23:11-23:20; 34:19-35:3; 98:5-98:12; 104:15-104:23.

⁵⁴ See McCawley Dec. at Exhibit 16, 4, Sjoberg Dep. Tr. at 13; Figueroa Dep. Tr. at 96-97; 103; 200:6-18; 228:23-229:21.

⁵⁵ See McCawley Dec. at Exhibit 13, Recarey Dep. Tr. at 29:16-29:20; 45:13-25; 83:3-83:15.

investigators from the FBI) did not know about Defendant's sex trafficking. This proof would need to include, for example, evidence that the FBI did not learn about Defendant's sex trafficking when (among other things) Ms. Giuffre told FBI agents about it when she met with them in Australia in 2011. Here again, Defendant has no evidence to even begin making such a showing.

C. Defendant's January 2015 Statement Claiming as "Untrue" or an "Obvious Lie" That Maxwell and Epstein Converted Ms. Giuffre Into a Sexual Slave is Not Substantially True.

Defendant next argues that she accurately disputed Ms. Giuffre's statement that Defendant held her as a "sex slave." Relying on dictionary definitions of "slave" that define the term to refer to a "confined" person who is the "legal property" of another (MSJ at 59, citing *Merriam-Webster*, etc.), Defendant claims Ms. Giuffre was not confined or the property of Defendant. Call this the "yes-I'm-a-sex-trafficker-but-I-didn't-use-chains" defense. And, once again, to even describe the defense is to refute it.

Defendant does not explain why the jury would be required to use the held-in-chains definition of "slave" in evaluating her statement. *Merriam-Webster* (11th ed. 2006) also defines "slave" as "one that is completely subservient to a dominating influence" – a definition that fits Ms. Giuffre's circumstances to a tee. As Ms. Giuffre has explained in detail, she was recruited as a minor child by Defendant, who then dominated her and used for sexual purposes. That testimony alone creates a genuine issue of fact on this point.

From the context of all of Ms. Giuffre's statements about Defendant, Ms. Giuffre has never said or implied that she was physically placed in a cage. Instead, she has described the vast disparity of power and the influence of Defendant and Epstein, the fear of disobedience, the typical locations of the abuse being in a private plane, in huge mansion manned with Epstein employed servants, a private island, or some inescapable place abroad in the presence of

Defendant, in addition to the continued – and fraudulent – promise of a better future, as those things that kept her retained in a situation of sexual servitude. While not physical chained, Ms. Giuffre was groomed as minor and trained, and these factors became her invisible chains.

Indeed, as Ms. Giuffre’s expert on sex trafficking, Professor Coonan, has explained:

Popular understandings of the term “sex slave” might still connote images of violent pimps, white slavery, or of victims chained to a bed in a brothel in the minds of some people. To call Ms. Giuffre a victim of sex trafficking would however very accurately convey the reality that she along with a great many other victims of contemporary forms of slavery are often exploited by the “invisible chains” of fraud and psychological coercion.

See McCawley Dec. at Exhibit 23, Coonan Expert Report at 20.

If the Court takes as true, which it must for the purpose of this motion, that Ms. Giuffre was trafficked and used exclusively for sexual purposes by Defendant and Epstein, then the Court must also reach the conclusion at this stage that Maxwell’s assertion – that Ms. Giuffre’s description of being a sex slave is “untrue” or “obvious lies” – is not substantially true. There undoubtedly remains a genuine issue of material fact on this point, and in fact, Defendant’s position taken in this motion is tantamount to an admission of the truth of Plaintiff’s statement about Defendant on this point.

D. Any Statement of Misdirection Regarding Professor Alan Dershowitz is Nothing More Than an Irrelevant Distraction to The Facts of This Case and Matters Not on the Defense of Whether Defendant’s Statement Was Substantially True.

Defendant next contends that she accurately recounted that Alan Dershowitz had denied having sex with Ms. Giuffre. MSJ at 60. Call this the “yes-I’m-a-sex-trafficker-but-she-was-not-trafficked-to-the-professor” defense. While it is accurate that Ms. Giuffre made allegations against Professor Dershowitz, those allegations are not at issue in this case. Defendant, in her defamatory statement, claimed that “the allegations made by [Ms. Giuffre] against Ghislaine Maxwell are untrue.” *See* McCawley Dec. at Exhibit 26, GM_00068. In her deposition,

Defendant maintained the position that she “cannot speculate on what anybody else did or didn’t do.” *See* McCawley Dec. at Exhibit 11, Maxwell 4-22-2016 Dep. Tr. at 180:3-180:4. In fact, regarding Ms. Giuffre’s claims about others, Defendant unequivocally stated, “I can only testify to what she said about me, which was 1000 percent false.” *See* McCawley Dec. at Exhibit 11, Maxwell 4-22-2016 Dep. Tr. at 228:10-228:12.

Defendant Maxwell makes additional misstatements about Dershowitz’s production in a defamation action filed against him in her desperate attempt to have Dershowitz to jump aboard and help bail out her sinking canoe. While Ms. Giuffre can – and, if necessary, will – refute Dershowitz’s claim he was not a beneficiary of Epstein and Defendant’s sex trafficking, that is not relevant at this stage. Whatever may or may not have happened with Dershowitz (and Ms. Giuffre’s sworn statements that he sexually abused her is alone enough to create disputed facts on the issue of whether Defendant’s statements about him were “substantially true”) has no bearing whatsoever on the truth or falsity of the statements Ms. Giuffre made about Defendant.

This case is not about whether Ms. Giuffre has ever made untruthful allegations against anyone, which she contends she has not, but about whether her allegations about Defendant were true, or whether those specific allegations were “untrue,” “obvious lies” as Defendant publicly proclaimed. These issues are disputed and must go to the jury.

E. Contrary to Defendant’s Position, There is a Genuine Issue of Material Fact as to Whether She Created or Distributed Child Pornography, or Whether the Government Was Aware of Same.

Defendant next argues that she did not create child pornography and that the Government knew this. Call this the “until-you-find-the-photos-I’m-innocent” defense. Of course, as noted earlier, Defendant’s claim requires that she show that “the Government” – in context, the FBI and the U.S. Attorney’s Office for the Southern District of Florida – “knew” that she had no

child pornography. Yet Defendant has offered no such evidence – much less evidence so powerful as to warrant summary judgment on this point.

This point is disputed from the simple fact that Ms. Giuffre herself testified that Defendant took many photograph of her naked. *See* McCawley Dec. at Exhibit 5, Giuffre Dep. Tr. at 232:3-9; 233:7-9. This is consistent with the Palm Beach butler’s, Alfredo Rodriguez’s, testimony that he personally saw photos of naked children on Defendant’s computer. *See* McCawley Dec. at Exhibit 21, Rodriguez Dep. Tr. at 150:10-17; 306:1-306:24. Another housekeeper, Juan Alessi also saw photos of young nude females on Defendant’s computer, although he wasn’t sure whether to consider it pornography. *See* McCawley Dec. at Exhibit 1, Alessi Dep. Tr. at 175:5-175:24. Finally, Detective Recarey found a collage of nude photos of young females in Epstein’s closet, and turned the photos over to the FBI and U.S. Attorney’s office.⁵⁶ While the U.S. Attorney’s office will not share the photos obtained from Recarey’s investigation, it is thus undisputed that the government possesses photos of nude, young females confiscated from Epstein’s Palm Beach mansion. Indeed, the police video disclosed through a FOIA request shows naked images of women throughout the house, including a full nude of the Defendant.⁵⁷ At a minimum, there is a clear genuine issue of material fact in this regard.

F. Defendant Did Act as a “Madame” For Epstein to Traffic Ms. Giuffre to The Rich and Famous.

Defendant next argues that she did not act as a “Madame” for Epstein. MSJ at 63. The gist of the argument seems to be that Defendant believes trafficking one girl to Epstein does not a Madame make. Call this the “yes-I-was-Virginia’s-Madame-but-no-one-else’s” defense. This argument fails linguistically on the very dictionary definitions that Defendant cites elsewhere –

⁵⁶ *See* McCawley Dec. at Exhibit 13, Recarey Dep. Tr. at 73:19-73:24; 74:2-74:7.

⁵⁷ *See* McCawley Dec. at Exhibit 44, FOIA CD GIUFFRE 007584.

but not here. *See Merriam-Webster* (11th ed. 2006) (defining “madam” as “the female head of a house of prostitution”).

Once again, Defendant conceals the relevant facts on this issue. First, multiple witnesses have testified to Defendant’s recruiting, maintaining, harboring, and trafficking girls for Epstein.⁵⁸ In fact, Defendant herself was unable to deny procuring Ms. Giuffre for Epstein.⁵⁹ While Defendant has attempted to fumble her way through explaining some plausible reason for bringing a sixteen or seventeen year old to Epstein, her explanations are, to put it blandly, unpersuasive. As with other issues, the jury will have to decide who to believe.

One of the individuals Ms. Giuffre was trafficked to was Prince Andrew – trafficking that took place in Defendant’s own townhouse in London. There exist flight logs evidencing Ms. Giuffre flying to London alongside Defendant and Epstein on Epstein’s private plane, and a photo of Ms. Giuffre, Defendant, and the Prince, without Defendant ever offering a legal reasonable explanation for that photo being taken, or for traveling with a year old girl overseas.

Defendant begins to meander somewhat aimlessly on this point, shifting Plaintiff’s burden to substantiate Plaintiff’s claim that Defendant was Epstein’s Madame, which is a point at issue, into whether or not Plaintiff has conclusively proven the identities and accurate job titles of the other men to whom Plaintiff was lent for sex by Epstein. No matter how hard Defendant tries to reframe this case, drag other people in, or split hairs, she is unable to contest the facts – facts showing she was more than a Madame but a full-fledged sex trafficker. Ms. Giuffre told the truth when she said that Defendant recruited her as a minor, under the pretense of giving a

⁵⁸ *See* McCawley Dec. at Exhibit 16, 1, 18, 2, Sjoberg Dep. Tr. at 13; Alessi Dep. Tr. at 34; GIUFFRE000105 at 57-58; GIUFFRE000241-242 at p. 212-213; Austrich Dep. Tr. at 34-35, 100-101, 127-128; Alessi Dep. Tr. at 34:19-35:3; 98:5-98:12; 104:15-104:23.

⁵⁹ *See* McCawley Dec. at Exhibit 11, Maxwell Dep. Tr. at 214:14-215:3.

massage, and converted her into a traveling sex slave, consistent with Defendant and Epstein's pattern and practice.

As the Court astutely acknowledged early on, "at the center of this case is the veracity of a contextual world of facts more broad than the allegedly defamatory statements . . . either transgression occurred or it did not. Either Maxwell was involved or she was not." If Defendant was involved, then her January 2015 statement was defamatory. Ms. Giuffre will prove to the jury, through overwhelming evidence, her prior allegations about Defendant's involvement. The Court should give Ms. Giuffre that opportunity, and deny Defendant's motion for summary judgment.

IX. CONCLUSION

For the foregoing reasons, this Court should deny Defendant's motion for summary judgment in all respects.

Dated: January 31, 2017

Respectfully Submitted,

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CERTIFICATE OF SERVICE

I **HEREBY CERTIFY** that on January 31, 2017, I electronically filed the foregoing document with the Clerk of Court by using the CM/ECF system. I also certify that the foregoing document is being served this day on the individuals identified below via transmission of Notices of Electronic Filing generated by CM/ECF.

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**United States District Court
Southern District of New York**

Virginia L. Giuffre,

Plaintiff,

Case No.: 15-cv-07433-RWS

v.

Ghislaine Maxwell,

Defendant.

**SOUTHERN DISTRICT OF NEW YORK LOCAL RULE 56.1 PLAINTIFF'S
STATEMENT OF CONTESTED FACTS AND PLAINTIFF'S UNDISPUTED FACTS**

DEFENDANT'S PURPORTED FACTS

1. **Ms. Maxwell's response to publications of Ms. Giuffre's false allegations: the March 2011 statement.** In early 2011 Ms. Giuffre in two British tabloid interviews made numerous false and defamatory allegations against Ms. Maxwell. In the articles, Ms. Giuffre made no direct allegations that Ms. Maxwell was involved in any improper conduct with Jeffrey Epstein, who had pleaded guilty in 2007 to procuring a minor for prostitution. Nonetheless, Ms. Giuffre suggested that Ms. Maxwell worked with Epstein and may have known about the crime for which he was convicted.

MS. GIUFFRE'S STATEMENT CONTROVERTING DEFENDANT'S FACTS

Ms. Giuffre denies that the allegations she made against Ms. Maxwell are false. Furthermore, Ms. Giuffre did give an interview to journalist, Sharon Churcher, in which Ms. Giuffre accurately and truthfully described Defendant Maxwell's role as someone who recruited or facilitated the recruitment of young females for Jeffrey Epstein. *See* McCawley Dec. at Exhibit 34, GIUFFRE003678. Ms. Giuffre was also interviewed by the FBI in 2011 and she discussed Defendant's involvement in the sexual abuse. *See* McCawley Dec. at Exhibit 31, FBI Redacted 302, FIUFFRE001235-1246. Those statements were not "false and defamatory," but instead truthful and accurate.

DEFENDANT’S PURPORTED FACTS

2. In the articles, Ms. Giuffre alleged she had sex with Prince Andrew, “a well-known businessman,” a “world-renowned scientist,” a “respected liberal politician,” and a “foreign head of state.”

MS. GIUFFRE’S STATEMENT CONTROVERTING DEFENDANT’S FACTS

Ms. Giuffre does not contest this fact, but believes that it is irrelevant.

DEFENDANT’S PURPORTED FACTS

3. In response to the allegations Ms. Maxwell’s British attorney, working with Mr. Gow, issued a statement on March 9, 2011, denying “the various allegations about [Ms. Maxwell] that have appeared recently in the media. These allegations are all entirely false.”

MS. GIUFFRE’S STATEMENT CONTROVERTING DEFENDANT’S FACTS

Ms. Giuffre denies that Mr. Barden, “issued a statement.” Instead it appears to have the contact as Ross Gow and a reference to Devonshire Solicitors.

DEFENDANT’S PURPORTED FACTS

4. The statement read in full:

Statement on Behalf of Ghislaine Maxwell

By Devonshires Solicitors, PRNE Wednesday, March 9, 2011

London, March 10, 2011 - Ghislaine Maxwell denies the various allegations about her that have appeared recently in the media. *These allegations are all entirely false.*

It is unacceptable that letters sent by Ms. Maxwell’s legal representatives to certain newspapers pointing out the truth and asking for the allegations to be withdrawn have simply been ignored.

In the circumstances, *Ms. Maxwell is now proceeding to take legal action against those newspapers.*

“I understand newspapers need stories to sell copies. It is well known that certain newspapers live by the adage, “why let the truth get in the way of a good story.” However, *the allegations made against me are abhorrent and entirely untrue* and I ask that they stop,” said Ghislaine Maxwell.

“A number of newspapers have shown a complete lack of accuracy in their reporting of this story and a failure to carry out the most elementary investigation or any real due diligence. I am now taking action to clear my name,” she said.

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MS. GIUFFRE'S STATEMENT CONTROVERTING DEFENDANT'S FACTS

The document speaks for itself although it is unclear if the original included the italics that are inserted by the Defendant above.

DEFENDANT'S PURPORTED FACTS

5. **Ms. Giuffre's gratuitous and "lurid" accusations in an unrelated action.** In 2008 two alleged victims of Epstein brought an action under the Crime Victims' Rights Act against the United States government purporting to challenge Epstein's plea agreement. They alleged the government violated their CVRA rights by entering into the agreement.

MS. GIUFFRE'S STATEMENT CONTROVERTING DEFENDANT'S FACTS

While we would stipulate to the statement in this paragraph starting with the words "In 2008", we do not stipulate to the opening sentence fragment Maxwell places in bold.

DEFENDANT'S PURPORTED FACTS

6. Seven years later, on December 30, 2014, Ms. Giuffre moved to join the CVRA action, claiming she, too, had her CVRA rights violated by the government. On January 1, 2015, Ms. Giuffre filed a "corrected" joinder motion.

MS. GIUFFRE'S STATEMENT CONTROVERTING DEFENDANT'S FACTS

Agreed.

DEFENDANT'S PURPORTED FACTS

7. The issue presented in her joinder motion was narrow: whether she should be permitted to join the CVRA action as a party under Federal Rule of Civil Procedure 21, specifically, whether she was a "known victim[] of Mr. Epstein and the Government owed them CVRA duties." Yet, "the bulk of the [motion] consists of copious factual details that [Ms. Giuffre] and [her co-movant] 'would prove . . . if allowed to join.'" Ms.

Giuffre gratuitously included provocative and “lurid details” of her alleged sexual activities as an alleged victim of sexual trafficking.

MS. GIUFFRE’S STATEMENT CONTROVERTING DEFENDANT’S FACTS

Ms. Giuffre denies that the issues presented in here joinder motion were narrow. The issues presented by the joinder motion and related pleadings were multiple and complex, requiring numerous details about Ms. Giuffre’s sexual abuse and the perpetrators of her abuse. In a pleading explaining why the motion was filed, Ms. Giuffre’s lawyers specifically listed nine separate reasons why Jane Doe 3’s allegations that Dershowitz had sexually abused her were relevant to the case and appropriately included in the relevant filings:

1. To establish that Jane Doe 3 had been sexually abused by Jeffrey Epstein and his co-conspirators (including co-conspirator Alan Dershowitz), which would make her a “victim” of a broad sex trafficking conspiracy covered by the federal Crime Victims’ Rights Act, 18 U.S.C. § 3771, and therefore entitled to participate in the case;

2. To support then-pending discovery requests that asked specifically for information related to contacts by Dershowitz with the Government on behalf of Jeffrey Epstein;

3. To support the victims’ allegation that the Government had a motive for failing to afford victims with their rights in the criminal process – specifically, pressure from Dershowitz and other members of Epstein’s legal defense team to keep the parameters of the non-prosecution agreement (NPA) secret to prevent Jane Doe 3 and other victims from objecting to and blocking judicial approval of the agreement;

4. To establish the breadth of the NPA’s provision extending immunity to “any potential co-conspirators of Epstein” and the scope of the remedy that the victims (including not only Jane Doe 3 but also other similarly-situated minor victims who had been sexually abused by Dershowitz) might be able to obtain for violations of their rights;

5. To provide part of the factual context for the scope of the “interface” between the victims, the Government, and Epstein’s defense team – an interface that was relevant under Judge Marra’s previous ruling that the Government was entitled to raise “a fact-sensitive equitable defense which must be considered in the factual context of the entire interface between Epstein, the relevant prosecutorial authorities and the federal offense victims . . .”;

6. To prove the applicability of the “crime/fraud/misconduct” exception to the attorney-client privilege that was being raised by the Government in opposition to the victims’ motion for production of numerous documents;

7. To bolster the victims’ argument that their right “to be treated with fairness,” 18 U.S.C. § 3771(a)(8), had been violated through the Government’s secret negotiations with one of their abusers;

8. To provide notice and lay out the parameters of potential witness testimony for any subsequent proceedings or trial – i.e., the scope of the testimony that Jane Doe 3 was expected to provide in support of Jane Doe 1 and Jane Doe 2, the already-recognized Ms. Giuffre in the action; and

9. To support Jane Doe 3’s argument for equitable estoppel to toll the six-year statute of limitations being raised by the Government in opposition to her motion to join – i.e., that the statute was tolled while she was in hiding in Australia due to the danger posed by Epstein and his powerful friends, including prominent lawyer Alan Dershowitz.

Jane Does #1 and #2 v. United States, No. 9:08-cv-80736, DE 291 at 18-26 & n.17 (S.D. Fla. 2015). Ms. Giuffre’s lawyers had attempted to obtain a stipulation from the Government on point #1 above (“victim” status), but the Government had declined. Judge Marra’s ruling concluded that certain allegations were not necessary “at this juncture in the proceedings.” DE 324 at 5. Judge Marra specifically added, however, that “Jane Doe 3 is free to reassert these factual details through proper evidentiary proof, should Petitioners demonstrate a good faith basis for believing that such details are pertinent to a matter presented for the Court’s consideration.” DE 324 at 6. The CVRA litigation continues and no trial has been held as of the filing of this brief. As such, the extent to which these factual details will be used at trial has not yet been determined. *See* Docket Sheet, *Jane Does #1 and #2 v. U.S.*, No. 9:08-cv-80736.

DEFENDANT’S PURPORTED FACTS

8. At the time they filed the motion, Ms. Giuffre and her lawyers knew that the media had been following the Epstein criminal case and the CVRA action. While they deliberately filed the motion without disclosing Ms. Giuffre’s name, claiming the need for privacy and secrecy, they made no attempt to file the motion under seal. Quite the contrary, they filed the motion publicly.

MS. GIUFFRE’S STATEMENT CONTROVERTING DEFENDANT’S FACTS

See Ms. Giuffre’s Response to Point #7, above.

DEFENDANT’S PURPORTED FACTS

9. As the district court noted in ruling on the joinder motion, Ms. Giuffre “name[d] several individuals, and she offers details about the type of sex acts performed and where they took place.” The court ruled that “these lurid details are unnecessary”: “The factual details regarding whom and where the Jane Does engaged in sexual activities are immaterial and impertinent . . . , especially considering that these details involve non-parties who are not related to the respondent Government.” Accordingly, “[t]hese unnecessary details shall be stricken.” *Id.* The court then struck all Ms. Giuffre’s factual allegations relating to her alleged sexual activities and her allegations of misconduct by non-parties. The court said the striking of the “lurid details” was a sanction for Ms. Giuffre’s improper inclusion of them in the motion.

MS. GIUFFRE’S STATEMENT CONTROVERTING DEFENDANT’S FACTS

See Ms. Giuffre’s Response to Point #7, above.

DEFENDANT’S PURPORTED FACTS

10. The district court found not only that the “lurid details” were unnecessary but also that the entire joinder motion was “entirely unnecessary.” Ms. Giuffre and her lawyers knew the motion with all its “lurid details” was unnecessary because the motion itself recognized that she would be able to participate as a fact witness to achieve the same result she sought as a party. The court denied Ms. Giuffre’s joinder motion.

MS. GIUFFRE’S STATEMENT CONTROVERTING DEFENDANT’S FACTS

See Ms. Giuffre’s Response to Point #7, above.

DEFENDANT’S PURPORTED FACTS

11. One of the non-parties Ms. Giuffre “named” repeatedly in the joinder motion was Ms. Maxwell. According to the “lurid details” of Ms. Giuffre included in the motion, Ms. Maxwell personally was involved in a “sexual abuse and sex trafficking scheme” created by Epstein:
- Ms. Maxwell “approached” Ms. Giuffre in 1999 when Ms. Giuffre was “fifteen years old” to recruit her into the scheme.
 - Ms. Maxwell was “one of the main women” Epstein used to “procure under-aged girls for sexual activities.”
 - Ms. Maxwell was a “primary co-conspirator” with Epstein in his scheme.

- She “persuaded” Ms. Giuffre to go to Epstein’s mansion “in a fashion very similar to the manner in which Epstein and his other co-conspirators coerced dozens of other children.”
- At the mansion, when Ms. Giuffre began giving Epstein a massage, he and Ms. Maxwell “turned it into a sexual encounter.”
- Epstein “with the assistance of” Ms. Maxwell “converted [Ms. Giuffre] into . . . a ‘sex slave.’” *Id.* Ms. Giuffre was a “sex slave” from “about 1999 through 2002.”
- Ms. Maxwell also was a “co-conspirator in Epstein’s sexual abuse.”
- Ms. Maxwell “appreciated the immunity” she acquired under Epstein’s plea agreement, because the immunity protected her from prosecution “for the crimes she committed in Florida.”
- Ms. Maxwell “participat[ed] in the sexual abuse of [Ms. Giuffre] and others.”
- Ms. Maxwell “took numerous sexually explicit pictures of underage girls involved in sexual activities, including [Ms. Giuffre].” *Id.* She shared the photos with Epstein.
- As part of her “role in Epstein’s sexual abuse ring,” Ms. Maxwell “connect[ed]” Epstein with “powerful individuals” so that Epstein could traffic Ms. Giuffre to these persons.
- Ms. Giuffre was “forced to have sexual relations” with Prince Andrew in
- “[Ms. Maxwell’s] apartment” in London. Ms. Maxwell “facilitated” Ms. Giuffre’s
- sex with Prince Andrew “by acting as a ‘madame’ for Epstein.”
- Ms. Maxwell “assist[ed] in internationally trafficking” Ms. Giuffre and “numerous other young girls for sexual purposes.”
- Ms. Giuffre was “forced” to watch Epstein, Ms. Maxwell and others “engage in illegal sexual acts with dozens of underage girls.”

MS. GIUFFRE’S STATEMENT CONTROVERTING DEFENDANT’S FACTS

See Ms. Giuffre’s Response to Point #7, above. Ms. Giuffre contests the reference to “lurid details”. Moreover, the testimony from numerous witnesses corroborates the statements Ms. Giuffre made in her joinder motion. *See* below.

- *See* McCawley Dec. at Exhibit 16, Sjoberg’s May 18, 2016 Dep. Tr. at 8-9, 13, 33-35, 142-143
- *See* McCawley Dec. at Exhibit 4, Figueroa June 24, 2016 Dep. Tr. Vol. 1 at 96-97 and 103
- *See* McCawley Dec. at Exhibit 14, Rinaldo Rizzo’s June 10, 2016 Dep. Tr. at 52-60
- *See* McCawley Dec. at Exhibit 12, Lynn Miller’s May 24, 2016 Dep. Tr. at 115
- *See* McCawley Dec. at Exhibit 13, Joseph Recarey’s June 21, 2016 Dep. Tr. at 29-30

- See McCawley Dec. at Exhibit 15, David Rodgers' June 3, 2016 Dep. Tr. at 18, 34-36
- Exhibit 2 Excerpted Rodgers Dep. Ex. 1 at flight #s 1433-1434, 1444-1446, 1464-1470, 1478-1480, 1490-1491, 1506, 1525-1526, 1528, 1570 and 1589
- See McCawley Dec. at Exhibit 10, Marcinkova Dep. Tr. at 10:18-21; 12:11-15; etc.
- See McCawley Dec. at Exhibit 8, Kellen Dep. Tr. at 15:13-18; 20:12-16; etc. Epstein Dep. Tr. at 116:10-15; 117:18-118:10; etc.
- See McCawley Dec. at Exhibit 1, Alessi Dep. Tr. at 28, 52-54
- See McCawley Dec. at Exhibit 30, U.S. Attorney Victim Notification Letter GIUFFRE002216-002218
- See McCawley Dec. at Exhibit 33, July 2001 New York Presbyterian Hospital Records GIUFFRE003258-003290
- J See McCawley Dec. at Exhibit 38, Judith Lightfoot psychological records GIUFFRE005431-005438
- See McCawley Dec. at Exhibit 28, Message Pad evidencing Defendant arranging to have underage girls and young women come to Epstein's home GIUFFRE001386-001571
- See McCawley Dec. at Exhibit 29, Black Book in which Defendant and other household staff maintained a roster of underage girls including [REDACTED], who were minors at the time the Palm Beach Police's Investigation of Jeffrey Epstein GIUFFRE001573-00669
- See McCawley Dec. at Exhibit 40, Sex Slave books Epstein ordered from Amazon.com at GIUFFRE006581
- See McCawley Dec. at Exhibit 32, the folder Defendant sent to Thailand with Ms. Giuffre bearing Defendant's phone number GIUFFRE003191-003192

- See McCawley Dec. at Exhibit 39, the Palm Beach Police Report showing that Epstein used women and girls to collect underage girls for his abuse GIUFFRE005614-005700
- See McCawley Dec. at Exhibit 41, Epstein’s Flight Logs showing that Defendant flew with Ms. Giuffre 23 times GIUFFRE007055-007161

DEFENDANT’S PURPORTED FACTS

12. In the joinder motion, Ms. Giuffre also alleged she was “forced” to have sex with Harvard law professor Alan Dershowitz, “model scout” Jean Luc Brunel, and “many other powerful men, including numerous prominent American politicians, powerful business executives, foreign presidents, a well-known Prime Minister, and other world leaders.”

MS. GIUFFRE’S STATEMENT CONTROVERTING DEFENDANT’S FACTS

See Response to Point #7 and 11, above.

DEFENDANT’S PURPORTED FACTS

13. Ms. Giuffre said after serving for four years as a “sex slave,” she “managed to escape to a foreign country and hide out from Epstein and his co-conspirators for years.”

MS. GIUFFRE’S STATEMENT CONTROVERTING DEFENDANT’S FACTS

Agreed that Ms. Giuffre made this statement and has since discovered evidence that indicates she was mistaken on the exact timeframe of her abuse and was with Defendant and Jeffrey Epstein from the years 2000 – 2002.

DEFENDANT’S PURPORTED FACTS

14. Ms. Giuffre suggested the government was part of Epstein’s “conspiracy” when it “secretly” negotiated a non-prosecution agreement with Epstein precluding federal prosecution of Epstein and his “co-conspirators.” The government’s secrecy, Ms. Giuffre alleged, was motivated by its fear that Ms. Giuffre would raise “powerful objections” to the agreement that would have “shed tremendous public light on Epstein and other powerful individuals.

MS. GIUFFRE’S STATEMENT CONTROVERTING DEFENDANT’S FACTS

Ms. Giuffre did not suggest that the Government was part of Epstein's conspiracy to commit sex offenses. The CVRA case deals with whether the Government failed in their responsibilities to the victims to inform the victims that the Government was working out a NPA,

and it is Ms. Giuffre's belief that the Government did fail to so inform the victims, and intentionally did not inform the victims because the expected serious objection from many of the victims might prevent the Government from finalizing a NPA with Epstein. *See* McCawley Dec. at Exhibit 50, Joinder Motion (GIUFFRE00319-00333).

DEFENDANT'S PURPORTED FACTS

15. Notably, the other "Jane Doe" who joined Ms. Giuffre's motion who alleged she was sexually abused "many occasions" by Epstein was unable to corroborate any of Ms. Giuffre's allegations.

MS. GIUFFRE'S STATEMENT CONTROVERTING DEFENDANT'S FACTS

This is untrue. The other Jane Doe could corroborate many of Ms. Giuffre's allegations based on a similar pattern of abuse that she suffered by Epstein. She did not know Ms. Giuffre though. [REDACTED], who was deposed in this case, and who was a minor, corroborates the same pattern of abuse. *See* McCawley Dec. at Exhibit 7, [REDACTED] Dep. Tr. at 54:25-57:5.

DEFENDANT'S PURPORTED FACTS

16. Also notably, in her multiple and lengthy consensual interviews with Ms. Churcher three years earlier, Ms. Giuffre told Ms. Churcher of virtually none of the details she described in the joinder motion.

MS. GIUFFRE'S STATEMENT CONTROVERTING DEFENDANT'S FACTS

This is untrue. Furthermore, Defendant does not offer any citation or evidence on this point. Defendant's statement here is knowingly false. Having read the articles and taken Ms. Giuffre's deposition, Defendant knows that Ms. Giuffre did reveal details in 2011 consistent with those in the joinder motion. *See* McCawley Dec. at Exhibit 31, GIUFFRE003678, FBI Redacted 302, GIUFFRE001235-1246.

DEFENDANT'S PURPORTED FACTS

17. **Ms. Maxwell's response to Ms. Giuffre's "lurid" accusations: the January 2015 statement.** As Ms. Giuffre and her lawyers expected, before District Judge Marra in the

CVRA action could strike the “lurid details” of Ms. Giuffre’s allegations in the joinder motion, members of the media obtained copies of the motion.

MS. GIUFFRE’S STATEMENT CONTROVERTING DEFENDANT’S FACTS

See Ms. Giuffre’s Response to Point #7, above.

DEFENDANT’S PURPORTED FACTS

18. At Mr. Barden’s direction, on January 3, 2015, Mr. Gow sent to numerous representatives of British media organizations an email containing “a quotable statement on behalf of Ms. Maxwell.” The email was sent to more than 6 and probably less than 30 media representatives. It was not sent to non-media representatives.

MS. GIUFFRE’S STATEMENT CONTROVERTING DEFENDANT’S FACTS

Defendant falsely claims that “[a]t Mr. Barden’s direction, on January 3, 2015, Mr. Gow sent to numerous representatives of British media organizations an email containing ‘a quotable statement on behalf of Ms. Maxwell.’” This is a blatant falsehood about the document that is at the heart of this litigation. Record evidence shows that Gow sent that email at Defendant’s direction, not at Mr. Barden’s direction. Indeed, on the evening before his deposition, Mr. Gow produced an email exchange he had with Defendant in which Defendant directs Mr. Gow to send the press statement. It is as follows:

From: G Maxwell <GMax1@ellmax.com>
Date: Fri, 2 Jan 2015 20:14:53 +0000
To: Ross Gow <ross@acuityreputation.com>
Cc: Philip Barden <philip.barden@devonshires.co.uk>
Subject: FW: URGENT - this is the statement

Jane Doe 3 is **Virginia Roberts** so not a new individual.

The allegations made by Victoria Roberts against Ghislaine Maxwell are untrue.

The original allegations are not new and have been fully responded to and shown to be untrue

Each time the story is re told it changes with new salacious details about public figures and world leaders and now it is alleged by **Ms Roberts** that **Alan Derschwitz** is involved in having **sexual** relations with her, which he denies

Ms Roberts claims are **obvious lies** and should be treated as such and not publicised as news, as they are defamatory.

Chronologically, this email comes at the end of various other email exchanges between Defendant and Gow that discuss issuing a press release. The subject line of this email that Defendant wrote to Gow states “URGENT – this is the statement,” thereby instructing Gow to release this statement to the press. Shortly after Defendant sent this email to Gow directing him to release the statement, Gow distributed the statement to multiple media outlets. Neither Defendant nor Gow have produced any email in which Barden directed Gow to issue this press release (nor can they).

Despite sending it herself, and despite it being responsive to six court-ordered search terms, Defendant failed to produce this email. Her press agent, Gow, produced this the evening before his deposition on November 17, 2016. At the deposition, Mr. Gow authenticated this email and confirmed that Defendant authorized the statement:

Q. When you sent that email were you acting pursuant to Ms. Maxwell's retention of your services?

A. Yes, I was.

(Exhibit 9 was marked for identification.)

Q. This also appears to be an email chain with you and Ms. Maxwell; is that correct?

A. It does appear to be so.

Q. Did you send the top email of the chain that says "Okay, G, going with this"?

A. I did.

Q. And did you receive from Ms. Maxwell, the bottom email of that chain?

A. I believe so. Well, I believe -- yes, yeah, it was forwarded from Ms. Maxwell, yes.

MR. DYER: Sorry, I don't quite understand that answer.

THE WITNESS: I misspoke that. I did receive it from Ms. Maxwell.

MR. DYER: Okay.

Q. The subject line does have “FW” which to me indicates it's a forward. Do you know where the rest of this email chain is?

A. My understanding of this is: It was a holiday in the UK, but Mr. Barden was not necessarily accessible at some point in time, so this had been sent to him originally by Ms. Maxwell, and because he was unavailable, she forwarded it to me for immediate action. I therefore respond, “Okay, Ghislaine, I'll go with this.”

It is my understanding that this is the agreed statement because the subject of the second one is “Urgent, this is the statement” so I take that as an instruction to send it out, as a positive command: “This is the statement.”

See McCawley Decl. at Exhibit 6, November 18, 2016, Ross Gow Dep. Tr. at 14:15-17; 44:6-45:13.

Together, the email and Gow’s testimony unequivocally establish that Defendant – not Barden – directed and “command[ed]” Gow to publish the defamatory statement. Accordingly, the first sentence of Defendant’s Paragraph 18 is false.

The second sentence – “This email was sent to more than 6 and probably less than 30 media representatives” – omits the fact that not only did Gow admit to emailing the statement to the press, but he also read it to over 30 media representatives over the phone:

Q. Do you recall ever reading the statement to the press or the media over the phone?

A. It's very possible that I would have done so, yes.

See McCawley Decl. at Exhibit 6, Gow Dep. Tr. at 66:2-25.

Q. Do you -- do you remember discussing that with The Guardian?

A. No, I don't. I'm not saying I didn't but I can't recall. You have to bear in mind, if you'd be so kind, that I've been speaking to *over 30 journalists* and media outlets about this, and I can't recall every single -- the detail of every single conversation.

See McCawley Decl. at Exhibit 6, Gow Dep. Tr. at 64:8-14 (emphasis added). Thus, the second sentence of Defendant’s Paragraph 18 is also false.

DEFENDANT’S PURPORTED FACTS

19. Among the media representatives were Martin Robinson of the Daily Mail; P. Peachey of The Independent; Nick Sommerlad of The Mirror; David Brown of The Times; and Nick Always and Jo-Anne Pugh of the BBC; and David Mercer of the Press Association. These representatives were selected based on their request—after the joinder motion was filed—for a response from Ms. Maxwell to Ms. Giuffre’s allegations in the motion.

MS. GIUFFRE’S STATEMENT CONTROVERTING DEFENDANT’S FACTS

Ms. Giuffre agrees to the first sentence. The second sentence is a false. Accordingly, there is no record evidence that Gow (or anyone else) “selected” journalists “for a response,” or that there was any selection process whatsoever. To the contrary, Gow testified that anyone who inquired received a reference to the January 2015 defamatory response:

Q. To the extent you can recall or could estimate, how many other emails do you believe you sent bearing that statement that's in Exhibit 2?

A. I really can't remember but certainly more than six and probably less than 30, somewhere in between. Any time there was an incoming query it was either dealt with on the telephone by referring them back to the two statements of March 2011 and January 2015 or someone would email them the statement. So *no one was left unanswered*, broadly, is the -- is where we were. But I can't remember every single person we reached out to.

See McCawley Dec at Exhibit 6 Gow Dep. Tr. at 67:15-68:1 (emphasis added).

DEFENDANT'S PURPORTED FACTS

20. The email to the media members read:

To Whom It May Concern,

Please find attached a quotable statement on behalf of Ms. Maxwell.

No further communication will be provided by her on this matter.

Thanks for your understanding.

Best Ross

Ross Gow

ACUITY Reputation

Jane Doe 3 is Virginia Roberts—so not a new individual. The allegations made by Victoria Roberts against Ghislaine Maxwell are untrue. The original allegations are not new and have been fully responded to and shown to be untrue.

Each time the story is re told [sic] it changes with new salacious details about public figures and world leaders and now it is alleged by Ms. Roberts [sic] that Alan Derschowitz [sic] is involved in having sexual relations with her, which he denies.

Ms. Roberts claims are obvious lies and should be treated as such and not publicized as news, as they are defamatory.

Ghislaine Maxwell's original response to the lies and defamatory claims remains the same. Maxwell strongly denies allegations of an unsavoury nature, which have appeared in the British press and elsewhere and reserves her right to seek redress at the repetition of such old defamatory claims.

MS. GIUFFRE'S STATEMENT CONTROVERTING DEFENDANT'S FACTS

While Defendant cropped the body text of the email that was sent to news media representatives, she completely omitted the headings and metadata. Ms. Giuffre has put an image of the email below in Ms. Giuffre's Paragraph. *See* GM_00068.

From: <ross@acuityreputation.com>
Date: 2 January 2015 at 20:38
Subject: Ghislaine Maxwell
To: Rossacuity Gow <ross@acuityreputation.com>
bcc: martin.robinson@mailonline.co.uk,
P.Peachey@independent.co.uk,
nick.sommerlad@mirror.co.uk,
david.brown@thetimes.co.uk,
nick.alway@bbc.co.uk,
jo-anne.pugh@bbc.co.uk

To Whom It May Concern,
Please find attached a quotable statement on behalf of Ms Maxwell.

No further communication will be provided by her on this matter.
Thanks for your understanding.
Best
Ross

Ross Gow
ACUITY Reputation

Jane Doe 3 is Virginia Roberts - so not a new individual. The allegations made by Victoria Roberts against Ghislaine Maxwell are untrue. The original allegations are not new and have been fully responded to and shown to be untrue.

Each time the story is re told it changes with new salacious details about public figures and world leaders and now it is alleged by Ms Roberts that Alan Derschowitz is involved in having sexual relations with her, which he denies.

Ms Roberts claims are obvious lies and should be treated as such and not publicised as news, as they are defamatory.

Ghislaine Maxwell's original response to the lies and defamatory claims remains the same. Maxwell strongly denies allegations of an unsavoury nature, which have appeared in the British press and elsewhere and reserves her right to seek redress at the repetition of such old defamatory claims.

Sent from my BlackBerry® wireless device

DEFENDANT'S PURPORTED FACTS

21. Mr. Barden, who prepared the January 2015 statement, did not intend it as a traditional press release solely to disseminate information to the media. So he intentionally did not pass it through a public relations firm, such as Mr. Gow's firm, Acuity Reputation.

MS. GIUFFRE'S STATEMENT CONTROVERTING DEFENDANT'S FACTS

Defendant states: "Mr. Barden, who prepared the statement, did not intend it as a traditional press release solely to dissemination information to the media." Ms. Giuffre contests this statement, and all statements regarding Mr. Barden's beliefs and purposes, and the like.

Further, as stated in detail in Ms. Giuffre's Opposition Defendant's Motion for Summary Judgment, this Court should not even consider the Barden Declaration. Additionally, there is absolutely no record evidence of Barden's intent and the Court should not consider it.

The next sentence states, "So he intentionally did not pass it [the press release] through a public relations firm, such as Mr. Gow's firm, Acuity Reputation." Again, there is zero record evidence to support any assertion of Barden's intent. To the extent that this sentence claims that Barden did not give the statement to Gow, Ms. Giuffre does not dispute it; as described above, Defendant gave the statement to Gow with instructions to publish it. *See* McCawley Dec. at Exhibit 48, RG(UK)_000009, imaged in full at paragraph 81, *supra*. To the extent that this sentence claims that the statement did not pass "through a public relations firm, such as Mr. Gow's firm, Acuity Reputation," Ms. Giuffre disputes that statement. Record documentary evidence and testimony establish that this statement was disseminated through a public relations firm, namely, Ross Gow's firm, Acuity Reputation. *See* McCawley Dec. at Exhibit 6, Gow Dep. Tr. at 109:4-6 ("Q. Approximately how long have you been providing such services? A. Acuity was set up in 2010.").

DEFENDANT'S PURPORTED FACTS

22. The January 2015 statement served two purposes. First, Mr. Barden intended that it mitigate the harm to Ms. Maxwell's reputation from the press's republication of Ms. Giuffre's false allegations. He believed these ends could be accomplished by suggesting to the media that, among other things, they should subject Ms. Giuffre's allegations to inquiry and scrutiny. For example, he noted in the statement that Ms. Giuffre's allegations changed dramatically over time, suggesting that they are "obvious lies" and therefore should not be "publicized as news."

MS. GIUFFRE'S STATEMENT CONTROVERTING DEFENDANT'S FACTS

Ms. Giuffre objects to this paragraph in its entirety. She disputes that the January 2015 statement "served two purposes," as this statement is wholly unsupported by the record, which Defendant again neglects to cite. Ms. Giuffre also contests the second sentence in which Defendant claims that "Mr. Barden intended that it mitigate the harm to Ms. Maxwell's reputation from the press's republication of Ms. Giuffre's false allegations." First, Ms. Giuffre disputes any statement of Barden's intent as explained above. Second, Ms. Giuffre disputes that there was any "republication" by the press as a matter of law, as explained in her memorandum of law opposing summary judgment, as the press did not "republish" the press statement under New York law. Third, Ms. Giuffre disputes that her allegations are "false," and cites to the following non-exhaustive sampling of evidence to corroborate her allegations against Defendant:

- *See* McCawley Dec. at Exhibit 16, Sjoberg's May 18, 2016 Dep. Tr. at 8-9, 13, 33-35, 142-143
- *See* McCawley Dec. at Exhibit 4, Figueroa June 24, 2016 Dep. Tr. Vol. 1 at 96-97 and 103
- *See* McCawley Dec. at Exhibit 14, Rinaldo Rizzo's June 10, 2016 Dep. Tr. at 52-60
- *See* McCawley Dec. at Exhibit 12, Lynn Miller's May 24, 2016 Dep. Tr. at 115
- *See* McCawley Dec. at Exhibit 13, Joseph Recarey's June 21, 2016 Dep. Tr. at 29-30
- *See* McCawley Dec. at Exhibit 15, David Rodgers' June 3, 2016 Dep. Tr. at 18, 34-36

- Exhibit 2 Excerpted Rodgers Dep. Ex. 1 at flight #s 1433-1434, 1444-1446, 1464-1470, 1478-1480, 1490-1491, 1506, 1525-1526, 1528, 1570 and 1589
- See McCawley Dec. at Exhibit 10, Marcinkova Dep. Tr. at 10:18-21; 12:11-15; etc.
- See McCawley Dec. at Exhibit 8, Kellen Dep. Tr. at 15:13-18; 20:12-16; etc. Epstein Dep. Tr. at 116:10-15; 117:18-118:10; etc.
- See McCawley Dec. at Exhibit 1, Alessi Dep. Tr. at 28, 52-54
- See McCawley Dec. at Exhibit 42, Photographs including GIUFFRE007162-007182.
- See McCawley Dec. at Exhibit 30, U.S. Attorney Victim Notification Letter GIUFFRE002216-002218
- See McCawley Dec. at Exhibit 33, July 2001 New York Presbyterian Hospital Records GIUFFRE003258-003290
- See McCawley Dec. at Exhibit 38, Judith Lightfoot psychological records GIUFFRE005431-005438
- See McCawley Dec. at Exhibit 28, Message Pad evidencing Defendant arranging to have underage girls and young women come to Epstein's home GIUFFRE001386-001571
- See McCawley Dec. at Exhibit 29, Black Book in which Defendant and other household staff maintained a roster of underage girls including [REDACTED], who were minors at the time the Palm Beach Police's Investigation of Jeffrey Epstein GIUFFRE001573-00669
- See McCawley Dec. at Exhibit 40, Sex Slave books Epstein ordered from Amazon.com at GIUFFRE006581
- See McCawley Dec. at Exhibit 32, the folder Defendant sent to Thailand with Ms. Giuffre bearing Defendant's phone number GIUFFRE003191-003192

- See McCawley Dec. at Exhibit 39, the Palm Beach Police Report showing that Epstein used women and girls to collect underage girls for his abuse GIUFFRE005614-005700
- See McCawley Dec. at Exhibit 41, Epstein’s Flight Logs showing that Defendant flew with Ms. Giuffre 23 times GIUFFRE007055-007161

Next, Defendant states, “He [Barden] believed these ends could be accomplished by suggesting to the media that, among other things, they should subject Ms. Giuffre’s allegations to inquiry and scrutiny.” Ms. Giuffre disputes any statement as to Barden’s “belief” (*supra*). Ms. Giuffre disputes that the harm to Defendant’s reputation could be mitigated by the media’s inquiry into and scrutiny of Ms. Giuffre’s allegations, because a deeper inquiry would only reveal additional evidence corroborating Ms. Giuffre’s allegations, such as the evidence put forth in Ms. Giuffre’s opposition memorandum of law and detailed in the bulleted citations, *supra*.

Defendant then states, “For example, he [Barden] noted in the statement that Ms. Giuffre’s allegations changed dramatically over time, suggesting that they are ‘obvious lies’ and therefore should not be ‘publicized as news.’” First, Ms. Giuffre disputes that Barden noted anything in the statement, as that is unsubstantiated by the record evidence. Not to do Defendant’s work for her, but the closest evidence Defendant has for such a statement is testimony from the Gow deposition wherein Gow speculates that Barden “had a hand in” drafting the press statement, an opinion which may or may not be based on first-hand knowledge. See McCawley Dec. at Exhibit 6, Gow Dep. Tr. at 45:14-17 (Q. Okay. A. And I say, “Thanks, Philip” because I’m aware of the fact that he had a hand, a considerable hand in the drafting.”) This is wholly insufficient to show who drafted the passages quoted by Defendant above. Regardless of those passages’ original author, it is ultimately Defendant who “noted” anything because it is her statement and she directed that it be sent to the media and public.

Second, Ms. Giuffre disputes that her allegations have changed over time, “dramatically” or otherwise. Third, Ms. Giuffre disputes that the press release “suggest[ed]” that her allegations are “obvious lies,” because Defendant’s press release affirmatively, unambiguously stated that her allegations are “obvious lies” – there is no subtlety, suggestion, or statement of opinion here. *See Giuffre v. Maxwell*, 165 F. Supp.3d 147, 152 (S.D.N.Y. 2016) (“ . . . these statements (as they themselves allege), are capable of being proven true or false, and therefore constitute actionable fact and not opinion.”)

DEFENDANT’S PURPORTED FACTS

23. Second, Mr. Barden intended the January 2015 statement to be “a shot across the bow” of the media, which he believed had been unduly eager to publish Ms. Giuffre’s allegations without conducting any inquiry of their own. Accordingly, in the statement he repeatedly noted that Ms. Giuffre’s allegations were “defamatory.” In this sense, the statement was intended as a cease and desist letter to the media-recipients, letting the media-recipients understand the seriousness with which Ms. Maxwell considered the publication of Ms. Giuffre’s obviously false allegations and the legal indefensibility of their own conduct.

MS. GIUFFRE’S STATEMENT CONTROVERTING DEFENDANT’S FACTS

This paragraph is another purported statement of Defendant’s counsel’s “intent.” Defendant states: “Second, Mr. Barden intended the January 2015 statement to be a ‘shot across the bow’ of the media, which he believed had been unduly eager to publish Ms. Giuffre’s’ allegations without conducting any inquiry of their own.” Not only does Defendant once again refer to Mr. Barden’s intent, but she also mischaracterizes the statement as a “shot across the bow” of the media. The press release did not threaten or give warning to the media in any way whatsoever. *See McCawley Dec. at Exhibit 26, GM_00068, full image copied in Ms. Giuffre’s Paragraph 18, supra.*

Next, Ms. Giuffre disputes the sentence, “Accordingly, in the statement he repeatedly noted that Ms. Giuffre’s allegations were ‘defamatory.’” Barden did not “note” anything in the statement, nor does Defendant cite to any record evidence that he does. Furthermore, Ms. Giuffre

denies that any of her allegations are defamatory in the slightest, as they are all true and substantiated by record evidence (*supra*).

Ms. Giuffre also disputes the sentence, “In this sense, the statement was intended as a cease and desist letter to the media-recipients, letting the media-recipients understand the seriousness with which Ms. Maxwell considered the publication of Ms. Giuffre’s obviously false allegations and the legal indefensibility of their own conduct.” First, Ms. Giuffre objects to any statement of Barden’s intent, as articulated above. Second, Defendant’s conventional press release was in no way any type of “cease and desist letter.” There is no record evidence in support of this claim, and Defendant unsurprisingly cites to none. Third, Ms. Giuffre disputes that any media-recipients would be given to understand “the seriousness with which Ms. Maxwell considered the publication of Ms. Giuffre’s obviously false allegations and the legal indefensibility of their own conduct” by Defendant’s self-serving press release, as that is unsupported by the record. Finally, Ms. Giuffre rejects that her allegations are “obviously false,” a claim which is completely unsupported by record evidence.

DEFENDANT’S PURPORTED FACTS

24. Consistent with those two purposes, Mr. Gow’s emails prefaced the statement with the following language: “Please find attached a quotable statement on behalf of Ms. Maxwell” (emphasis supplied). The statement was intended to be a single, one-time-only, comprehensive response—quoted in full—to Ms. Giuffre’s December 30, 2014, allegations that would give the media Ms. Maxwell’s response. The purpose of the prefatory statement was to inform the media-recipients of this intent.

MS. GIUFFRE’S STATEMENT CONTROVERTING DEFENDANT’S FACTS

Ms. Giuffre disputes that any part of Defendant's press release is "consistent with those two [of Barden's] purposes." Indeed, Ms. Giuffre disputes this and any statement relating to Barden's "purposes," as explained above.

Next, Ms. Giuffre disputes that, "The statement was intended to be a single, one-time-only, comprehensive response – quoted in full – to Ms. Giuffre's December 30, 2014, allegations that would give the media Ms. Maxwell's response." First, Ms. Giuffre disputes this and any statement relating to Barden's "intent" as explained above. Second, Ms. Giuffre disputes that anyone intended the press release to be a one-time-only, comprehensive response. The record evidence says otherwise: Gow repeatedly issued this statement via email and over the phone for months on end.

Next, Defendant states, "The purpose of the prefatory statement was to inform the media-recipients of this intent." First, Ms. Giuffre disputes this and any statement relating to Barden's purpose as explained above. Second, Ms. Giuffre disputes that the press release was to inform the media of *anything*. Defendant issued a press release, instructed them to publish it (by telling them it was "quotable"), *see* McCawley Dec. at Exhibit 48, RG(UK)_000009 (*supra*), and hired a press agent to feed it to the press:

Q. Did Ms. Maxwell retain the services of you or your firm?

A. Yes, she did.

Q. Is it your belief that that agreement was in effect on January 2nd, 2015?

A. Yes.

Q. Do you recall the terms of that agreement?

A. Well, it was a re-establishment of an existing agreement so if we go back to the original agreement, it was to provide public relations services to Ms. Maxwell in the matter of Giuffre and her activities.

See McCawley Dec. at Exhibit 6 Gow Dep. Tr. at 12:19-21; 13:9-16. The record evidence shows that Defendant's intent was for the press to publish her press release: any other interpretation is not only contrary to logic, but unsupported by the record.

DEFENDANT'S PURPORTED FACTS

25. **Ms. Giuffre's activities to bring light to the rights of victims of sexual abuse.** Ms. Giuffre has engaged in numerous activities to bring attention to herself, to the prosecution and punishment of wealthy individuals such as Epstein, and to her claimed interest of bringing light to the rights of victims of sexual abuse.

MS. GIUFFRE'S STATEMENT CONTROVERTING DEFENDANT'S FACTS

Agreed to the portion of Defendant's assertion in bold font. Ms. Giuffre has not engaged in activities to bring attention to herself, rather she has taken action to aid in the prosecution of her abusers, and she seeks to bring light to the rights of victims of sexual abuse.

DEFENDANT'S PURPORTED FACTS

26. Ms. Giuffre created an organization, Victims Refuse Silence, Inc., a Florida corporation, directly related to her alleged experience as a victim of sexual abuse.

MS. GIUFFRE'S STATEMENT CONTROVERTING DEFENDANT'S FACTS

Ms. Giuffre created Victims Refuse Silence, Inc., in order to help other sexually trafficked victims find the resources they need to recover and heal. *See*

www.victimsrefusesilence.org.

DEFENDANT'S PURPORTED FACTS

27. The "goal" of Victims Refuse Silence "was, and continues to be, to help survivors surmount the shame, silence, and intimidation typically experienced by victims of sexual abuse." Toward this end, Ms. Giuffre has "dedicated her professional life to helping victims of sex trafficking."

MS. GIUFFRE'S STATEMENT CONTROVERTING DEFENDANT'S FACTS

Agreed.

DEFENDANT’S PURPORTED FACTS

28. Ms. Giuffre repeatedly has sought out media organizations to discuss her alleged experience as a victim of sexual abuse.

MS. GIUFFRE’S STATEMENT CONTROVERTING DEFENDANT’S FACTS

Denied. Ms. Giuffre was approached by numerous media outlets and refused to speak to most of them. Media organizations sought her out; she did not seek them out. *See* McCawley Dec. at Exhibit 35, GIUFFRE003690, email from Sharon Churcher seeking to interview Ms. Giuffre.

DEFENDANT’S PURPORTED FACTS

29. On December 30, 2014, Ms. Giuffre publicly filed an “entirely unnecessary” joinder motion laden with “unnecessary,” “lurid details” about being “sexually abused” as a “minor victim[]” by wealthy and famous men and being “trafficked” all around the world as a “sex slave.”

MS. GIUFFRE’S STATEMENT CONTROVERTING DEFENDANT’S FACTS

See Ms. Giuffre’s Paragraph 7, *supra*, listing multiple reasons why details were, in fact, necessary.

DEFENDANT’S PURPORTED FACTS

30. The Ms. Giuffre’s alleged purpose in filing the joinder motion was to “vindicate” her rights under the CVRA, expose the government’s “secretly negotiated” “non-prosecution agreement” with Epstein, “shed tremendous public light” on Epstein and “other powerful individuals” that would undermine the agreement, and support the CVRA Ms. Giuffre’s request for documents that would show how Epstein “used his powerful political and social connections to secure a favorable plea deal” and the government’s “motive” to aid Epstein and his “co-conspirators.”

MS. GIUFFRE’S STATEMENT CONTROVERTING DEFENDANT’S FACTS

See Ms. Giuffre’s Paragraph 7, *supra*, listing multiple purposes of Ms. Giuffre’s lawyers’ filing of the motion.

DEFENDANT’S PURPORTED FACTS

31. Ms. Giuffre has written the manuscript of a book she has been trying to publish detailing her alleged experience as a victim of sexual abuse and of sex trafficking in Epstein’s alleged “sex scheme.”

MS. GIUFFRE’S STATEMENT CONTROVERTING DEFENDANT’S FACTS

See Ms. Giuffre’s Paragraph 52, *infra*, explaining that the context of this statement is misleading.

DEFENDANT’S PURPORTED FACTS

32. **Republication alleged by Ms. Giuffre.** Ms. Giuffre was required by Interrogatory No. 6 to identify any false statements attributed to Ms. Maxwell that were ““published globally, including within the Southern District of New York,”” as Ms. Giuffre alleged in Paragraph 9 of Count I of her complaint. In response, Ms. Giuffre identified the January 2015 statement and nine instances in which various news media published portions of the January 2015 statement in news articles or broadcast stories.

MS. GIUFFRE’S STATEMENT CONTROVERTING DEFENDANT’S FACTS

Ms. Giuffre objects to this paragraph in its entirety, starting with the bolded heading (“Republication alleged by Ms. Giuffre”). There is no “republiation” as a matter of law in this case, as explained in Ms. Giuffre’s memorandum of law. Accordingly, Ms. Giuffre is not and has not alleged republication. As noted in her objection that, it is Defendant who possesses the knowledge as to where the defamatory statements were published; unsurprisingly, Defendant failed to comply with Ms. Giuffre’s discovery requests on the same.

As Defendant already knows, Ms. Giuffre provided a sampling of Defendant’s defamatory statements published by the news media, as “identification of an exhaustive responsive list would be unduly burdensome.” This, of course, is because Defendant caused her statement to be published in an enormous number of media outlets. Ms. Giuffre’s full response to Interrogatory No. 6 is below. As the Court can see, these nine instances were a good-faith effort to provide some samples (as it would be virtually impossible to provide all of them), below. Ms.

Giuffre has also put forth an exhaustive expert report and expert testimony from Jim Jansen regarding the dissemination of Defendant's defamatory press release.

Ms. Giuffre objects because the information interrogatory above is in the possession of Defendant who has failed to comply with her production obligations in this matter, and has failed to comply with her production obligations with this very subject matter. See Document Request No. 17 from Ms. Giuffre's Second Request for Production of Documents to Defendant Ghislaine Maxwell. Maxwell has not produced all "URL or Internet addresses for any internet version of such publication" that she directed her agent, Ross Gow, to send.

Ms. Giuffre further objects because the information requested above is in the possession of Defendant's agent, who caused the false statements to be issued to various media outlets. Ms. Giuffre has not had the opportunity to depose Maxwell's agent Ross Gow; therefore, this answer remains incomplete.

Consequently, Ms. Giuffre reserves the right to modify and/or supplement her responses, as information is largely in the possession of the Defendant and her agent. Ms. Giuffre objects to this interrogatory in that it violates Rule 33 as its subparts, in combination with the other interrogatories, exceed the allowable twenty-five interrogatories. Ms. Giuffre objects to this request because it is in the public domain. Ms. Giuffre also objects in that it seeks information protected by the attorney-client/work product privilege, and any other applicable privilege stated in the General Objections.

Notwithstanding such objections, Ms. Giuffre has already produced documents supplements such responsive documents with the following list of publications. While the identification of an exhaustive responsive list would be unduly burdensome, in an effort to make a good faith effort towards compliance, Ms. Giuffre provides the following examples, which are incomplete based on the aforementioned reasons:

Date	Nature	Publishing Entity	Statement/URL
January 2, 2015	Internet	Ross Gow	<p>Jane Doe 3 is Virginia Roberts - so not a new individual. The allegations made by Victoria Roberts against Ghislaine Maxwell are untrue. The original allegations are not new and have been fully responded to and shown to be untrue.</p> <p>Each time the story is re told it changes with new salacious details about public figures and world leaders and now it is alleged by Ms. Roberts that Alan Dershowitz is involved in having sexual relations with her, which he denies.</p> <p>Ms. Roberts's claims are obvious lies and should be treated as such and not publicized as news, as they are defamatory.</p> <p>Ghislaine Maxwell's original response to the lies and defamatory claims remains the same. Maxwell strongly denies allegations of an <u>unsavoury</u> nature, which have appeared in the British press and elsewhere and reserves her right to seek redress at the repetition of such old defamatory claims.</p>
January 2, 2015	Internet	Bolton News	http://www.theboltonnews.co.uk/news/national/11700192_Palace_denies_Andrew_sex_case_claim/
January 3, 2015	Internet	Telegraph	http://www.telegraph.co.uk/news/uknews/theroyalfamily/11323872/Prince-Andrew-denies-having-relations-with-sex-slave-girl.html
January 3, 2015	Internet	Daily Mail	http://www.dailymail.co.uk/news/article-2895366/Prince-Andrew-lobbied-government-easy-Jeffrey-Epstein-Palace-denies-claims-roval-tried-use-influence-help-billionaire-paedophile-2008-police-probe.html
January 3, 2015	Internet	Huffington Post	http://www.huffingtonpost.co.uk/2015/01/03/duke-of-york-sex-abuse-claims_n_6409508.html

January 4, 2015	Internet	Express	http://www.express.co.uk/news/world/550085/Ghislaine-Maxwell-Jeffrey-Epstein-not-madam-paedophile-Florida-court-case-Prince-Andrew
January 4, 2015	Internet	Jewish News Online	http://www.jewishnews.co.uk/dershowitz-nothing-prince-andrews-sex-scandal/
January 5, 2015	Internet/ Broadcast	NY Daily News	http://www.nydailynews.com/news/world/alleged-madame-accused-supplying-prince-andrew-article-1.2065505
January 5, 2015	Internet/ Broadcast	AOL UK	http://www.aol.co.uk/video/ghislaine-maxwell-declines-to-comment-on-prince-andrew-allegations-518587500/

Two newest articles

^[1] <https://www.thesun.co.uk/archives/news/6754/prince-andrews-pal-ghislaine-groped-teen-girls/>

^[2] <http://www.mirror.co.uk/news/uk-news/prince-andrews-pal-ghislaine-maxwell-5081971>

DEFENDANT’S PURPORTED FACTS

33. In none of the nine instances was there any publication of the entire January 2015 statement.

MS. GIUFFRE’S STATEMENT CONTROVERTING DEFENDANT’S FACTS

While there may be certain publications who did not print every word of Defendant’s lengthy press release, most publications quoted the most salient, to-the-point parts of Defendant’s statement that call Ms. Giuffre a liar. In each of the nine articles listed above, the defamatory statement, as articulated by the Complaint and *as identified by the Court as actionable*, is published. *See Giuffre v. Maxwell*, 165 F. Supp.3d 147, 152 (S.D.N.Y. 2016) (“statements that Giuffre’s claims ‘against [Defendant] are untrue,’ have been ‘shown to be untrue,’ and are ‘obvious lies’ have a specific and readily understood factual meaning: that Giuffre is not telling the truth about her history of sexual abuse and Defendant’s role, and that some verifiable investigation has occurred and come to a definitive conclusion proving that fact. Second, these statements (as they themselves allege), are capable of being proven true or false, and therefore constitute actionable fact and not opinion”). Ms. Giuffre also put forth extensive evidence of the mass distribution of Defendant’s defamatory statement to over 66 million viewers through her expert witness Jim Jansen. *See McCawley Dec.* at Exhibit 24, Expert Report of Jim Jansen.

DEFENDANT’S PURPORTED FACTS

34. Ms. Maxwell and her agents exercised no control or authority over any media organization, including the media identified in Ms. Giuffre’s response to Interrogatory No. 6, in connection with the media’s publication of portions of the January 2015 statement.

MS. GIUFFRE’S STATEMENT CONTROVERTING DEFENDANT’S FACTS

Ms. Giuffre disputes this statement in its entirety, as it is completely devoid of record evidence. In fact, the record establishes the contrary. First, Defendant hired Gow because his

position allowed him to influence the press to publish her defamatory statement. A sampling of Gow's testimony establishes just that:

Q. Did Ms. Maxwell retain the services of you or your firm?

A. Yes, she did.

Q. Is it your belief that that agreement was in effect on January 2nd, 2015?

A. Yes.

Q. Do you recall the terms of that agreement?

A. Well, it was a re-establishment of an existing agreement so if we go back to the original agreement, it was to provide public relations services to Ms. Maxwell in the matter of Giuffre and her activities.

Q. You can answer -- to the extent that anything you testify to is not protected by a privilege.

A. Ms. Roberts first came to my attention on or around March 2011 when I was called into a meeting with Philip Barden and Ms. Maxwell at Devonshires law office, that she had made -- Ms. Giuffre had made extremely unpleasant allegations about Ms. Maxwell's private life. We were -- Acuity Reputation, my firm was called in to protect Ms. Maxwell's reputation, and to set the record straight. That was -- and that work commenced on or around March of 2011.

Q. Does this document fairly depict pages from your -- from Acuity Reputation's website?

A. It does.

Q. Do you see where it says "We manage reputation and forge opinion through public relations, strategic communications and high level networking"?

A. I do.

Q. Is that a true statement?

A. Say it again. Sorry.

Q. Is that a true statement?

A. It is, yes. I wrote that statement.

Q. Okay. Do you see where your website claims that your company has "excellent relationships with the media"?

A. I do.

Q. Is that a true statement?

A. That is true, yeah.

Q. Is it correct that you advertise your "excellent relationships with the media" because your services often include giving communications to the media on behalf of your clients?

A. Yes.

See McCawley Dec. at Exhibit 6 Gow Dep. Tr. at 13:9-16; 15:18-16:3; 109:12-22; 110:16-21; 111:3-7. In addition to testimonial evidence, the proof is also in the result. By using Gow to issue her press release, Defendant caused her statement to be published by numerous major news organizations with wide readership all over the globe. Accordingly, the record evidence shows that Ms. Maxwell, through her agent, had immense control and authority over the media, convincing major news outlets to publish her words based on nothing more than a single email from Gow.

DEFENDANT'S PURPORTED FACTS

35. Ms. Giuffre's defamation action against Ms. Maxwell. Eight years after Epstein's guilty plea, Ms. Giuffre brought this action, repeating many of the allegations she made in her CVRA joinder motion.

MS. GIUFFRE'S STATEMENT CONTROVERTING DEFENDANT'S FACTS

Agreed, but noting that the defamation cause of action against Defendant did not accrue until Defendant defamed her in January of 2015, the same year Ms. Giuffre filed suit against Defendant for defamation.

DEFENDANT'S PURPORTED FACTS

36. The complaint alleged that the January 2015 statement "contained the following deliberate falsehoods":

- (a) That Giuffre's sworn allegations "against Ghislaine Maxwell are untrue."
- (b) That the allegations have been "shown to be untrue."
- (c) That Giuffre's "claims are obvious lies."

MS. GIUFFRE'S STATEMENT CONTROVERTING DEFENDANT'S FACTS

Agreed. However, in discovery, Defendant was finally forced to produce the complete press release she issued. *See* McCawley Dec. at Exhibit 26, GIUFFRE00068.

DEFENDANT'S PURPORTED FACTS

37. Ms. Giuffre lived independently from her parents with her fiancé long before meeting Epstein or Ms. Maxwell. After leaving the Growing Together drug rehabilitation facility in 1999, Ms. Giuffre moved in with the family of a fellow patient. There she met, and became engaged to, her friend's brother, James Michael Austrich. She and Austrich thereafter rented an apartment in the Ft. Lauderdale area with another friend and both worked at various jobs in that area. Later, they stayed briefly with Ms. Giuffre's parents in the Palm Beach/Loxahatchee, Florida area before Austrich rented an apartment for the couple on Bent Oak Drive in Royal Palm Beach. Although Ms. Giuffre agreed to marry Austrich, she never had any intention of doing so.

MS. GIUFFRE'S STATEMENT CONTROVERTING DEFENDANT'S FACTS

Ms. Giuffre did not voluntarily live independently from her parents with her fiancé, rather Ms. Giuffre was a troubled minor child who was not truly engaged prior to meeting Defendant and Epstein. Where Ms. Giuffre lived, and who she lived with, are not relevant to the issues being decided in this action. Again, this is merely a transparent distraction from the case that is actually at issue, and is being used for the sole purpose of inserting conjecture in an effort to distract the Court and ultimately the jury.

Although Austrich testified that he proposed to Ms. Giuffre on Valentine's Day, *see* Austrich at p. 19, Ms. Giuffre was a troubled teen who could not realistically be considered a fiancé in the true sense of the word, nor was she of legal age to marry. In fact, as accurately described by Defendant, Ms. Giuffre never had any intention of marrying Austrich. Giuffre Dep. Tr. at 127:22-128:21. Given that Ms. Giuffre was a child with limited legal capacity at this point, and that she did not have any intention of marrying Austrich, a reasonable person could not assert that Ms. Giuffre was engaged.

DEFENDANT'S PURPORTED FACTS

38. Ms. Giuffre re-enrolled in high school from June 21, 2000 until March 7, 2002. After finishing the 9th grade school year at Forest Hills High School on June 9, 1999, Ms. Giuffre re-enrolled at Wellington Adult High School on June 21, 2000, again on August 16, 2000 and on August 14, 2001. On September 20, 2001, Ms. Giuffre then enrolled at Royal Palm Beach High School. A few weeks later, on October 12, 2001, she matriculated at Survivors Charter School. Id. Survivor's Charter School was an alternative school designed to assist students who had been unsuccessful at more traditional schools. Ms. Giuffre remained enrolled at Survivor's Charter School until March 7, 2002. She was present 56 days and absent 13 days during her time there. Id. Ms. Giuffre never received her high school diploma or GED. Ms. Giuffre and Figueroa went "back to school" together at Survivor's Charter School. The school day there lasted from morning until early afternoon.

MS. GIUFFRE'S STATEMENT CONTROVERTING DEFENDANT'S FACTS

Ms. Giuffre denies this statement. Either Defendant is blatantly misleading this Court or Defendant simply does not understand how to interpret Ms. Giuffre's school records. The record produced by Defendant (GM0888) is specifically titled "A07. Assignment History," which reflects semester start and end dates per each 180 day school year, *not* dates that Ms. Giuffre physically enrolled or withdrew from school. *See* McCawley Dec. at Exhibit 27, GM0888.

PANEL: _____ A07. ASSIGNMENT HISTORY YEAR: 16
 T234 Monday May 23, 2016 9:04 am
 STDT: 12870606 ROBERTS, VIRGINIA L SCHL: 3390 GR: 10 ST: I

A	ENTRY	WITHDRAWAL	P	E													
C	CD	DATE	OD	CD	DATE	R	PF	SY	CL	DS	SCHL	DESC	GR	PRS	ABS	UNX	Y
—	R02	101201	—	W26	030702	N	—	02	01	—	3390	SURVIVORS	10	56	31	—	Y
—	R02	092001	—	W02	101101	N	—	02	01	—	2331	ROYAL PALM HIG	10	13	1	—	—
—	EA1	081401	—	W32	092001	Z	—	02	A1	—	2192	WLLNGTN HS ADL	30	—	—	—	—
—	EA1	081600	—	W47	081301	Z	—	01	A1	—	2192	WLLNGTN HS ADL	30	—	—	—	Y
—	EA1	062100	—	W47	081500	Z	—	00	A1	—	2192	WLLNGTN HS ADL	30	—	—	—	Y
—	E01	081699	—	W03	081699	N	—	00	01	—	2331	ROYAL PALM HIG	10	—	—	—	—
—	E01	081998	—	W02	060999	P	—	99	01	—	0581	FOREST HILL HI	09	155	25	—	Y
—	E01	082097	—	W01	061098	R	—	98	01	—	2331	ROYAL PALM HIG	09	147	33	—	Y
—	E01	082097	—	W22	082097	N	—	98	01	—	2191	WELLINGTON HIG	09	—	—	—	—
—	R03	040797	—	W02	061197	P	—	97	01	—	1691	CRESTWOOD MID	08	40	5	—	Y
—	E01	082294	—	DNE	082294	N	—	95	01	—	1703	ROYAL PINES SC	06	—	—	—	—
—	E01	082393	—	W02	061094	P	—	94	01	—	1901	LOXAHATCHEE EL	05	167	13	—	Y
—	E01	082592	—	W01	061193	P	—	93	01	—	1901	LOXAHATCHEE EL	04	176	4	—	Y

While “Grade 30” indicates adult education, Ms. Giuffre’s attendance records indicate that she was *not* present in school between 6/21/00-09/20/01 (*see* withdrawal codes W32 and W47).

WITHDRAWAL CODES: ADULT STUDENTS

- **W26** - Any student who withdraws from school to enter the adult education program prior to completion of graduation requirements.
- **W32** - Any adult student who left the class/program to enter another training program.
- **W47** - Any adult student who is procedurally withdrawn at the end of the term or school year who will continue in the class/program the next term or school year.

<http://www.fldoe.org/core/fileparse.php/8861/urlt/0094063-appendb.pdf>

More importantly, Ms. Giuffre’s school transcripts clearly indicate “NO COURSES TAKEN” for the 1999-2000 and 2000-2001 school years. (*See* McCawley Dec. at Exhibit 27, GM_00893.) Ms. Giuffre’s attempt to work and resume school at Survivor’s Charter School as a 10th grader in the 2001-2002 school year was limited to a portion of the school year (10/20/01-03/07/02), and further substantiates Ms. Giuffre’s testimony that she attempted to get away from Epstein’s abuse, along with the following testimony by Figueroa:

- Q: Was there a period of time between 2001 and when she left in 2002 here she was not working for Jeffrey?
- A: Yes.
- Q: What period of time was that?
- A: It was pretty much, like, when she was actually working as a server. Like, basically because we were trying to not have her go back there. Like, she did not want to go back there. And we were trying to just work without needing his money, you know.”

See McCawley Dec. at Exhibit 4, Figueroa Dep. Tr. at 92-93

- Q: So the thing that Virginia was tired of ... What was it that Virginia was trying to get away from and stop with respect to working at Jeffrey Epstein's house?
- A: To stop being used and abused.

See McCawley Dec. at Exhibit 4, Figueroa Dep. Tr. at 248

Even still, if the records are correct, which Ms. Giuffre does not concede, the records indicate that Ms. Giuffre's attendance was poor, with 69 days present and 32 days absent out of a required 180 day school year and that she was **not enrolled at the end of the school year** (emphasis added).

DISTRICT: 50 SCHOOL: 3390 NO COURSES TAKEN
 YEAR: 1999-2000 GRADE LEVEL: NA

	GPA	QTY	PTS		GPA	QTY	PTS
DISTRICT-TERM:	1.4286	5.00		CUM:	1.5429	27.00	
STATE-TERM:	1.4286	5.00		CUM:	1.5429	27.00	

1999-2000 ANNUAL DAYS-PRESENT: 0 ABSENT: 0
 SUMMER TERMS DAYS-PRESENT: 0 ABSENT: 0
 PROMOTION STATUS NOT APPLICABLE

DISTRICT: 50 SCHOOL: 3390 NO COURSES TAKEN
 YEAR: 2000-2001 GRADE LEVEL: NA

	GPA	QTY	PTS		GPA	QTY	PTS
DISTRICT-TERM:	1.4286	5.00		CUM:	1.5429	27.00	
STATE-TERM:	1.4286	5.00		CUM:	1.5429	27.00	

2000-2001 ANNUAL DAYS-PRESENT: 0 ABSENT: 0
 SUMMER TERMS DAYS-PRESENT: 0 ABSENT: 0
 PROMOTION STATUS NOT APPLICABLE

DISTRICT: 50 SCHOOL: 3390 SURVIVORS CHARTER SCHOOL
 YEAR: 2001-2002 GRADE LEVEL: 10

T	COURSE#	COURSE TITLE	AREA	FLAG	CRSE	G	A	O	CREDIT
							C	N	ATT./EARN
1	0500530	PERS,CAR,SCH DEV 4	EL			C	Z	N	0.50 0.50
1	1001440	BUS ENG I	EN	J		B	Z	N	0.50 0.50
1	1205370	CONSUMER MATH	MA	C		C	Z	N	0.50 0.50
1	8300310	WORKPLACE ESSENTIAL	VO			B	Z	N	0.50 0.50
1	8301610	WORK EXP 1	VO			F	Z	N	0.50 0.00
1	8301650	WORK EXP-OJT	VO			F	Z	N	1.00 0.00
									CREDIT, TERM: 3.50 2.00

	GPA	QTY	PTS		GPA	QTY	PTS
DISTRICT-TERM:	1.4286	5.00		CUM:	1.5429	27.00	
STATE-TERM:	1.4286	5.00		CUM:	1.5429	27.00	

2001-2002 ANNUAL DAYS-PRESENT: 69 ABSENT: 32
 SUMMER TERMS DAYS-PRESENT: 0 ABSENT: 0
 NOT ENROLLED IN DISTRICT K-12 AT END OF SCHOOL YEAR

See McCawley Dec. at Exhibit 27, GM_00893.

Ms. Giuffre's obvious gap in her school attendance, her presence verified by Epstein's pilot on flight logs, and an abundance of witness testimony all corroborate her story that she was that Ms. Giuffre was flying domestic and internationally with Epstein at least 32 times between 12/11/00-07/28/01 and 06/21/02-08/21/02 (Defendant traveling with Ms. Giuffre on 23 of the flights). See McCawley Dec. at Exhibits 15 and 41, Pilot, David Rodgers' Dep. Tr. 96:12-166; Rodger's Dep. Ex. 1 (Ms. Giuffre flight dates: 12/11/00; 12/14/00 (GIUFFRE007095); 01/26/01; 01/27/01; 01/30/01 (GIUFFRE007096); 03/05/01: 03/06/01; 03/08/01 x's 2; 03/09/01; 03/11/01 x's 2 (GIUFFRE007097); 03/27/01; 03/29/01; 03/31/01 (GIUFFRE007098); 04/09/01 x's 2; 04/11/01; 04/16/01; 05/03/01; 05/05/01 (GIUFFRE007099); 05/14/01(GIUFFRE007100); 06/03/01 06/05/01; 07/04/01; 07/08/01; 07/11/01 (GIUFFRE007101); 07/16/01; 07/28/01; (GIUFFRE007102); 06/21/02 (GIUFFRE007111); 08/18/02; 08/21/02 (GIUFFRE007112); See McCawley Dec. at Exhibit 1, Alessi Dep. Tr. at 104: 9-14 (Q: Do you know how long Virginia had been coming over to the house before she started traveling on an airplane with Ghislaine and Jeffrey? THE WITNESS: Not too long. I don't think it was too long after that); See McCawley Dec. at Exhibit 37, GIUFFRE004721 (passport application).

DEFENDANT'S PURPORTED FACTS

39. During the year 2000, Ms. Giuffre worked at numerous jobs. In 2000, while living with her fiancé, Ms. Giuffre held five different jobs: at Aviculture Breeding and Research Center, Southeast Employee Management Company, The Club at Mar-a-Lago, Oasis Outsourcing, and Neiman Marcus. Her taxable earnings that year totaled nearly \$9,000. Ms. Giuffre cannot now recall either the Southeast Employee Management Company or the Oasis Outsourcing jobs.

MS. GIUFFRE'S STATEMENT CONTROVERTING DEFENDANT'S FACTS

Ms. Giuffre disputes this statement. During 2000, Ms. Giuffre shared an apartment with her then boyfriend, James Michael Austrich and his friend, Mario. *See* McCawley Dec. at Exhibit 2, Austrich Dep. Tr. at p. 92. Although Austrich testified that he proposed to Ms. Giuffre on Valentine's Day, *see* Austrich at p. 19, Ms. Giuffre was a troubled teen who could not realistically be considered a fiancé in the true sense of the word nor was she of legal age to marry. While Ms. Giuffre held various jobs in 2000, "[SSA] records do not show the exact date of employment (month and day) because [they] do not need this information to figure Social Security benefits." *See* McCawley Dec. at Exhibit 46, GIUFFRE009176).

The reason that Ms. Giuffre cannot recall two companies listed on her SSA records (Southeast Employee Management Company or Oasis Outsourcing) is simply because they were not her employers. *See* McCawley Dec. at Exhibit 5, Giuffre Dep. Tr. at 470-472. Had Defendant bothered to run a simple google search, she could have ruled them out as being payroll and benefit administration companies. *See* <http://www.oasisadvantage.com/west-palm-beach-peo>; <http://www.progressiveemployer.com/>; <http://www.businesswire.com/news/home/20060501006151/en/Progressive-Employer-Services-Purchases-Southeast-Employee-Management>.

Ms. Giuffre has testified that she believes she worked at Taco Bell, at an aviary, then Mar-a-Lago (*See* McCawley Dec. at Exhibit 5, Giuffre Dep. Tr. at p. 53, 470). Austrich also testified that Ms. Giuffre worked with him at Taco Bell, as well as a pet store for "over a month" before working at Mar-a-Lago (*See* McCawley Dec. at Exhibit 5, Austrich Dep. Tr. at p. 16, 30, 98). Neither Taco Bell nor the pet store are listed on Ms. Giuffre's SSA records because they were most likely paid through payroll companies. *See* McCawley Dec. at Exhibit 46, GIUFFRE009178. Ms. Giuffre also testified that she volunteered at an aviary where they

eventually put her on their payroll, but paid her very little. *Giuffre Dep. Tr.* at p. 52; Aviculture Breeding and Research Center taxable earnings for 2000 is \$99.48, *See McCawley Dec.* at Exhibit 46, GIUFFRE009178.

DEFENDANT’S PURPORTED FACTS

40. Ms. Giuffre’s employment at the Mar-a-Lago spa began in fall 2000. Ms. Giuffre’s father, Sky Roberts, was hired as a maintenance worker at the The Mar-a-Lago Club in Palm Beach, Florida, beginning on April 11, 2000. Mr. Roberts worked there year-round for approximately 3 years. After working there for a period of time, Mr. Roberts became acquainted with the head of the spa area and recommended Ms. Giuffre for a job there. Mar-a-Lago closes every Mother’s Day and reopens on November 1. Most of employees Mar-a-Lago, including all employees of the spa area such as “spa attendants,” are “seasonal” and work only when the club is open, i.e., between November 1 and Mother’s Day. Ms. Giuffre was hired as a “seasonal” spa attendant to work at the Mar-a-Lago Club in the fall of 2000 after she had turned 17.

MS. GIUFFRE’S STATEMENT CONTROVERTING DEFENDANT’S FACTS

Ms. Giuffre disputes this statement. Defendant cannot simply infer Ms. Giuffre’s employment history and claim it to be undisputed. The Mar-a-Lago Club produced 177 pages of records in response to Defendant’s subpoena. However, not one page indicated Ms. Giuffre’s actual dates of employment, nor whether she was a full-time or seasonal employee. In fact, the only significant record produced was a single, vague chart entry indicating that Ms. Giuffre was terminated in 2000. MAR-A-LAGO 0173, 0176.

TERMINATIONS

LAST NAME	FIRST NAME	
Rinker	Ross	Box #7
Rivera	Pablo	Box #3
Rivera	Eduardo	Box #2
Rivero	Alicia	Box #7
Robbins	Jody	Box #4
Roberts	Virginia	Box #4

Box #1	1998 terms
Box #2	1998 & 1999 terms
Box #3	1999 terms
Box #4	2000 terms
Box #5	2000 terms
Box #6	2001 terms

MAR-A-LAGO 0173

MAR-A-LAGO 0176

Job postings and job descriptions produced by Mar-a-Lago from 2002 and later are irrelevant to Ms. Giuffre's employment because they are from after she worked there. Ms. Giuffre testified that Mar-a-Lago was a summer job. *See* McCawley Dec. at Exhibit 5, Giuffre Dep. Tr. 56, 550. In fact, her father, Sky Roberts, testified that he referred his daughter for employment, and she did not get the job through a posting (*See* McCawley Dec. at Exhibit 17, Sky Roberts Dep. Tr. at 72); he drove his daughter to and from work consistent with his full time schedule (*See* McCawley Dec. at Exhibit 17, Sky Roberts Dep. Tr. at 74); he believes the spa – like the kitchen/dining room - was open to local guests in the summer (*See* McCawley Dec. at Exhibit 17, Sky Roberts Dep. Tr. 138-139); and that his daughter was not attending school when she worked at Mar-a-Lago (*See* McCawley Dec. at Exhibit 17, Sky Roberts Dep. Tr. 134). In addition, Juan Alessi testified that it was “Summer” when Defendant approached Ms. Giuffre at Mar-a-Lago because he specifically remembered “that day I was sweating like hell in the -- in the car, waiting for Ms. Maxwell to come out of the massage.” *See* McCawley Dec. at Exhibit 1, Alessi Dep. Tr. at 94:24-95:2.

DEFENDANT'S PURPORTED FACTS

41. **Ms. Giuffre represented herself as a masseuse for Jeffrey Epstein.** While working at the Mar-a-Lago spa and reading a library book about massage, Ms. Giuffre met Ms. Maxwell. Ms. Giuffre thereafter told her father that she got a job working for Jeffrey Epstein as a masseuse. Ms. Giuffre's father took her to Epstein's house on one occasion around that time, and Epstein came outside and introduced himself to Mr. Roberts. Ms. Giuffre commenced employment as a traveling masseuse for Mr. Epstein. Ms. Giuffre was excited about her job as a masseuse, about traveling with him and about meeting famous people. Ms. Giuffre represented that she was employed as a masseuse beginning in January 2001. Ms. Giuffre never mentioned Ms. Maxwell to her then-fiancé, Austrich. Ms. Giuffre's father never met Ms. Maxwell.

MS. GIUFFRE'S STATEMENT CONTROVERTING DEFENDANT'S FACTS

Ms. Giuffre denies Defendant's false and factually unsupported narrative. In Florida, a person cannot work as a masseuse unless she is “at least 18 years of age or has received a high

school diploma or high school equivalency diploma.” Fla. Stat. § 480.041. Ms. Giuffre was a minor child, under the age of 18, when she was working at Mar-a-Lago as a spa attendant. Giuffre Dep. Tr. at 61:9-61:24. She was approached by Defendant, who told her she could make money as a masseuse, a profession in which Ms. Giuffre had no experience. *See* McCawley Dec. at Exhibit 5, Giuffre Dep. Tr. at 111:12-111:21; 116:19-117:12. (Sky Roberts, Ms. Giuffre father, verified Ms. Giuffre’s account that Defendant recruited his daughter to “learn massage therapy.” *See* McCawley Dec. at Exhibit 17, Sky Roberts Dep. Tr. at 80:7-19; 84:18 - 85:1).

Ms. Giuffre’s father drove her to Jeffrey Epstein’s house, the address of which was given to her by Defendant. *See* McCawley Dec. at Exhibit 5, Giuffre Dep. Tr. at 117:20-118:1. Ms. Giuffre was lead into the house, and was instructed by Defendant on how to give a massage, during which Epstein and Defendant turned the massage into a sexual encounter, and offered Ms. Giuffre money and a better life to be compliant in the sexual demands of Defendant and Epstein. *See* McCawley Dec. at Exhibit 5, Giuffre Dep. Tr. at 198:20-199:3; 199:15-199:18. The minor Ms. Giuffre then began travelling with Defendant and Epstein on private planes and servicing people sexually for money—working not as a legitimate masseuse, but in a position of sexual servitude. *See* McCawley Dec. at Exhibits 5, 1, Giuffre Dep. Tr. at 193:22-194:16; 201:24; 204:24:205:5; Alessi Dep. Tr. at 104:9-104:14.

Epstein’s house manager, Juan Alessi, described Defendant’s methodical routine of how she prepared a list of places ahead of time, then drove to each place for the purpose of recruiting girls to massage Epstein. *See* McCawley Dec. at Exhibit 18, Alessi Dep. Tr. at 34; GIUFFRE000105 at 57-58; GIUFFRE000241-242 at p. 212-213. Alessi also stated that on multiple occasions he drove Defendant to pre-planned places while she recruited girls for

massage. *Id.* He furthered testified that he witnessed Ms. Giuffre at Epstein's house on the very same day that he witnessed Defendant recruit Ms. Giuffre from Mar-a-Lago. *See McCawley Dec. at Exhibit 18, Alessi Dep. Tr. at 96-98; GIUFFRE000102-103 at p. 48-49.*

Johanna Sjoberg, through her sworn testimony, demonstrated that Defendant recruited her in a similar fashion by driving to the college campus where she attended school and approached her to work at Epstein's home answering phones. *See McCawley Dec. at Exhibit 16, Sjoberg Dep. Tr. at 8-9.* Sjoberg testified that she answered phones for one day before Defendant propositioned her to rub feet for \$100.00 an hour. *See McCawley Dec. at Exhibit 16, Sjoberg Dep. Tr. at 13.* The following day, Sjoberg was paired with Defendant's assistant, Emmy Taylor, who provided her with massage training on Epstein. Sjoberg at 13-15. Ms. Giuffre's then-boyfriend, Austrich, testified that he could not recall the name of the person who recruited Ms. Giuffre. However, he did say that she was recruited by someone to work for Epstein as a massage therapist, but that Ms. Giuffre did not have any experience. *See McCawley Dec. at Exhibit 2, Austrich Dep. Tr. at 34-35, 100-101, 127-128.* Neither Ms. Giuffre nor Sjoberg were licensed or trained in massage, but were invited soon after being recruited to travel with Epstein on his private plane to massage him. *See McCawley Dec. at Exhibit 16, Giuffre Dep. Tr. at 16-17; Sjoberg Dep. Tr. at 13-15; Austrich Dep. Tr. at 109-110; Alessi Dep. Tr. at 104.*

DEFENDANT'S PURPORTED FACTS

42. **Ms. Giuffre resumed her relationship with convicted felon Anthony Figueroa.** In spring 2001, while living with Austrich, Ms. Giuffre lied to and cheated on him with her high school boyfriend, Anthony Figueroa. Ms. Giuffre and Austrich thereafter broke up, and Figueroa moved into the Bent Oak apartment with Ms. Giuffre. When Austrich returned to the Bent Oak apartment to check on his pets and retrieve his belongings, Figueroa in Ms. Giuffre's presence punched Austrich in the face. Figueroa and Ms. Giuffre fled the scene before police arrived. Figueroa was then a convicted felon and a drug abuser on probation for possession of a controlled substance.

MS. GIUFFRE'S STATEMENT CONTROVERTING DEFENDANT'S FACTS

This entire statement is wholly irrelevant to the case being tried, and is improperly being inserted to tarnish the record. Ms. Giuffre's dating history as a young teen bears no relation to the allegations made within Ms. Giuffre's complaint against Defendant. As previously stated, Defendant is attempting to muddy the record with nonsensical teen drama in an effort to detract from her salacious sexual abuse of a minor child. Such statements bear no relation to the issues presented through her motion for summary judgment, and should be given weight reflecting the same. As specifically set forth in Ms. Giuffre's objections to designated testimony, the alleged information would be excluded by multiple rules of evidence, and contested by Ms. Giuffre. *See* McCawley Dec. at Exhibit 5, Virginia Dep. Tr., *passim*. Moreover, it was the Defendant who solicited Anthony Figueroa to recruit high school aged girls for Epstein. *See* McCawley Dec. at Exhibit 4 Figueroa Tr. at 200 and 228-229.

DEFENDANT'S PURPORTED FACTS

43. **Ms. Giuffre freely and voluntarily contacted the police to come to her aid in 2001 and 2002 but never reported to them that she was Epstein's "sex slave."** In August 2001 at age 17, while living in the same apartment, Ms. Giuffre and Figueroa hosted a party with a number of guests. During the party, according to Ms. Giuffre, someone entered Ms. Giuffre's room and stole \$500 from her shirt pocket. Ms. Giuffre contacted the police. She met and spoke with police officers regarding the incident and filed a report. She did not disclose to the officer that she was a "sex slave." A second time, in June 2002, Ms. Giuffre contacted the police to report that her former landlord had left her belongings by the roadside and had lit her mattress on fire. Again, Ms. Giuffre met and spoke with the law enforcement officers but did not complain that she was the victim of any sexual trafficking or abuse or that she was then being held as a "sex slave."

MS. GIUFFRE'S STATEMENT CONTROVERTING DEFENDANT'S FACTS

This statement is misleading in several respects and irrelevant. The fact that Ms. Giuffre did contact police on two occasions for two specific purposes and did not take that opportunity to also inform the police of everything else that was going on in her life at the time is immaterial. Defendant implies that anytime someone calls the police for one thing they should tell the police

about every other crime regardless of the relevance to the crime to which the police responded and regardless to the threat to herself should she report on these powerful people. Moreover, as Professor Coonan explained:

Popular understandings of the term “sex slave” might still connote images of violent pimps, white slavery, or of victims chained to a bed in a brothel in the minds of some people. To call Ms. Giuffre a victim of sex trafficking would however very accurately convey the reality that she along with a great many other victims of contemporary forms of slavery are often exploited by the “invisible chains” of fraud and psychological coercion.

See McCawley Dec. at Exhibit 23, Coonan Expert Report at 20. Ms. Giuffre specifically testified that she was fearful of Defendant and Epstein, and, accordingly, she would not have reported her abusers. She also knew that Epstein had control over the Palm Beach Police. *See* McCawley Dec. at Exhibit 5, Giuffre Dep. Tr. at 240:3-241:2.

DEFENDANT’S PURPORTED FACTS

44. **From August 2001 until September 2002, Epstein and Maxwell were almost entirely absent from Florida on documented travel unaccompanied by Ms. Giuffre.** Flight logs maintained by Epstein’s private pilot Dave Rodgers evidence the substantial number of trips away from Florida that Epstein and Maxwell took, unaccompanied by Ms. Giuffre, between August 2001 and September 2002. Rodgers maintained a log of all flights on which Epstein and Maxwell traveled with him. Epstein additionally traveled with another pilot who did not keep such logs and he also occasionally traveled via commercial flights. For substantially all of thirteen months of the twenty-two months (from November 2000 until September 2002) that Ms. Giuffre lived in Palm Beach and knew Epstein, Epstein was traveling outside of Florida unaccompanied by Ms. Giuffre. During this same period of time, Ms. Giuffre was employed at various jobs, enrolled in school, and living with her boyfriend.

MS. GIUFFRE’S STATEMENT CONTROVERTING DEFENDANT’S FACTS

The flight logs produced in this matter provide substantive evidence of Ms. Giuffre’s travel while in the control of Defendant and Epstein, but are clearly incomplete. Moreover, Ms. Giuffre also was flown by Defendant on commercial flights. *See* McCawley Dec. at Exhibit 5, Giuffre Dep. Tr. at 155:5-11. Ms. Giuffre disputes Defendant’s statement to the contrary, as reliance upon incomplete records to prove that Ms. Giuffre was not in fact in the presence of

Defendant and Epstein is insufficient. Ms. Giuffre incorporates additional details contained in Response #38 and #46 herein.

Ms. Giuffre's obvious gap in her school records, her presence verified by Epstein's pilot on flight logs, and witness testimony, corroborate her story that she was traveling with Defendant and Epstein. In fact, flight logs and pilot testimony clearly prove that Ms. Giuffre was flying domestic and internationally with Epstein at least 32 times between 12/11/00-07/28/01 and 06/21/02-08/21/02 (Defendant traveling with Ms. Giuffre on 23 of the flights).

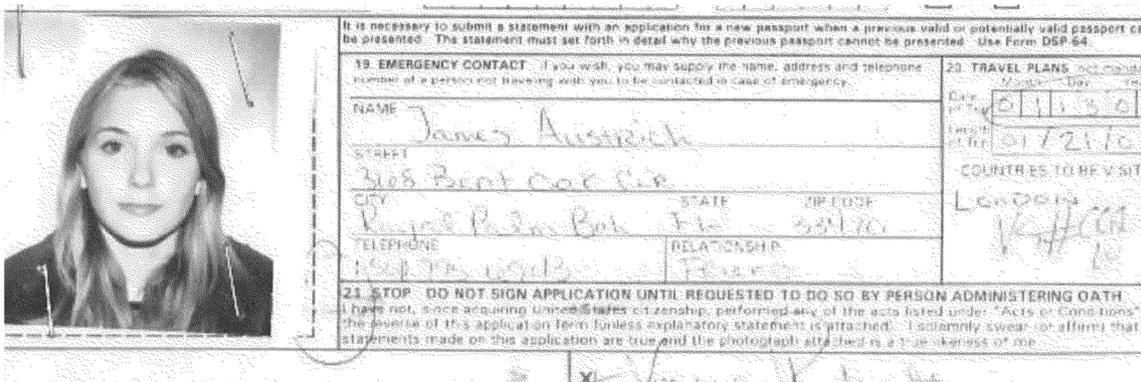
As Defendant acknowledges in her own statement #44, flight records are incomplete. There were several pilots and co-pilots that flew Epstein and Maxwell (Lawrence "Larry" Visoski, David (Dave) Rodgers, Bill Hammond, Pete Rathgeb, Gary Roxburgh, and Bill Murphy) in multiple aircrafts (JEJE, Inc. Aircraft # N908JE – Type B-727-31, and Hyperion Air, Inc. Aircraft # N909JE – Type G-1159B). Yet, only one pilot, David Rodger's produced flight records. See McCawley Dec. at Exhibit 41, David Rodger's Flight Log, GIUFFRE007055- GIUFFRE007161. In addition, many of the girls recruited by Defendant routinely traveled on commercial flights for the purposes of providing massages to Epstein or guests at Epstein's New York, New Mexico, or U.S. Virgin Island homes. See McCawley Dec. at Exhibit 16, Sjoberg Dep. Tr. at 27.

As thoroughly depicted below, Ms. Giuffre's passport application, travel records and witness testimony clearly demonstrate flight logs are incomplete because only one pilot kept a log, and Ms. Giuffre also flew commercially while she worked for Defendant and Epstein. For example, on December 11, 2000, while underage, Ms. Giuffre appears on Rodger's flight log (flight #1433) traveling with Epstein, Maxwell and Emmy Taylor from PBI (Palm Beach, FL) to TEB (Teterboro, NJ) then on December 14, 2001 (#1434) continues traveling with Epstein and

Maxwell to TIST (U.S. Virgin Islands); however, there is no flight records of Ms. Giuffre’s return to Palm Beach. See McCawley Dec. at Exhibit 15, see McCawley Dec. at Exhibit 41, Rodger’s Dep. Ex. 1 at GIUFFRE007095; see also Rodger’s Dep. Tr. 96-98 (“Q: And do you know how Jeffrey Epstein, Ghislaine Maxwell, Adam Perry Lang, and Virginia get off of St. Thomas or leave the island? A: No. I do not. Probably a charter, I’m guessing.”).

11	"	"	PBI	TEB	1433	JE, GM, ET, VIRGINIA
14	"	"	TEB	TIST	1434	JE, GM, AP, VIRGINIA
14	"	"	TIST	PBI	1435	REPOSITION FOR OPS 2 + TLAS
2001 JAN 13	"	"	PBI	PBI	1436	TLAS CERTIFICATION

On January 12, 2001, at Defendant’s directive, Ms. Giuffre applied for a Passport to travel with them internationally. See McCawley Dec. at Exhibit 37, GIUFFRE004721, passport application listing travel plans to London; flight logs subsequently lists Ms. Giuffre traveling to London with Defendant, Epstein and others).



On January 26, 2001, while underage, Ms. Giuffre appears on Rodger’s flight log (flight #1444) traveling with Epstein, Maxwell and Emmy Taylor from TEB (Teterboro, NJ) to PBI (Palm Beach, FL); however, there is no flight record indicating how Ms. Giuffre got to New York. On January 27, 2001 (#1445) continues traveling with Epstein, Maxwell and Emmy Taylor from PBI (Palm Beach) to TIST (U.S. Virgin Islands) returning from TIST (U.S. Virgin

Islands) four days later on January 30, 2001. See McCawley Dec. at Exhibit 15, Rodger's Dep.

Ex. 1 at GIUFFRE007096; Rodger's Dep. Tr. at 100-102.

Date	Flight #	Origin	Destination	Flight #	Notes
26	"	"	TGB	PBE	1444 JG, GM, ET, VIRGINIA ROBERTS
18	C172	N1446V	PBE LNA	PBE LNA	C172 VOUT PETE SCRENSON
18	"	"	LNA	LCQ	B727 CLOSING N505LS
19	"	"	LCQ	MCO	JONATHAN MAND - INSTRUMENT COMPETENCY CHECK - SATISFACTORY
19	"	"	MCO	LNB	
22	G1159B	N908JG	PBE	TIST	1445 JG, GM, ET, VIRGINIA ROBERTS
30	"	"	TIST	PBE	1446 JG, GM, ET, VIRGINIA ROBERTS

On March 5, 2001 Ms. Giuffre, Maxwell, Epstein, Emmy Taylor traveled together internationally (flight #1464) leaving PBI (West Palm Beach) to CYJT (Stephenville, Canada); then on March 6, 2001 (#1465) they continued on to LFPB (Paris, France) with a layover for three days. On March 8, 2001, other passengers, including one unidentified female, joined them on flights # 1466-1467 (from LFPB (Paris, France) - LGGR (Granada, Spain) eventually landing in EGGW (London, England) on March 11, 2001, where she was then introduced to and lent out to Prince Andrew. See McCawley Dec. at Exhibit 15, Rodger's Dep. Ex. 1 at GIUFFRE007097; Rodger's Dep. Tr. at 104-114.

Date	Flight #	Origin	From	To	Flight No.	Maneuvers, Endorsements
2001	B-727-200	SPRINGER	DFW	DFW		RUNWAY STABILIZED, MANUAL GEAR UP, FUEL PUMPING, RTO BRAKING, STALLS, SINGULAR ENGINE FAILURE, CRUISE APPROACHES, RTO, STABILIZER, B727 CHECK RIDE
22	"	SIMULATOR	MGM	MGM		
23	"	"	"	"		
23	C-421B	N908GM	DFW	ADS		JONATHAN MAND - HIGH DENSITY AIRPORT OPERATIONS, etc.
23	"	"	ADS	PNS		JONATHAN MAND - SID, Icing Operations, FUEL MANAGEMENT, PERFORMANCE CHARTS
23	"	"	PNS	PBE		JONATHAN MAND - LOSS COMMUNICATIONS PROCEDURES, W/G 101 & 102
3	"	"	PBE	LCQ		KRISTY ROBERTS - CLIMBS, DESCENTS, STRAIGHT & LEVEL FLIGHT
3	"	"	LCQ	LAL		KRISTY ROBERTS - CLIMBS, STRAIGHT & LEVEL
3	"	"	LAL	PBE		KRISTY ROBERTS - DESCENTS, etc.
5	G-1159B	N909JE	PBE	CYJT	1464	JG, GM, ET, VIRGINIA ROBERTS
6	"	"	CYJT	LFPB	1465	JG, GM, ET, VR
6	"	"	LFPB	LGGR	1466	JG, GM, ET, VR, ALBERTO + LINDA PERDUE, ILS, RFLAP, LGGR, LGGR, LGGR, LGGR
6	"	"	LGGR	GMTT	1467	JG, GM, ET, VR, ALBERTO + LINDA PERDUE, ILS, RFLAP, LGGR, LGGR, LGGR, LGGR
9	"	"	GMTT	EGGW	1468	JG, GM, ET, VR
11	"	"	EGGW	BGR	1469	JG, GM, ET, VR
11	"	"	BGR	TGB	1470	JG, GM, ET, VR

See also photo of Ms. Giuffre, Maxwell and Prince Andrew in London.

GIUFFRE007167; see also Figueroa Dep. Tr. at 251.



Ms. Giuffre, Epstein, Maxwell, and Taylor remained in London for three days until departing on March 11, 2001 (#1469), stopping in BGR (Bangor, Maine) before departing (#1470) back to TEB (Teterboro, NJ); however, there is no flight record of Ms. Giuffre's return to Palm Beach. See Rodger's Dep. Ex. 1 at GIUFFRE007097; Rodger's Dep. Tr. at 104-114.

						ITC MISCOMMUNICATIONS
27	G-1159A	N909JE	PBI	TEB	1478	JE, GM, EP, NR, 2 FEMALE, DAN RGR KULIK, KULIK
29	"	"	TEB	SAF	1479	JE, GM, AP, UR, BK, MARVEL MENSKY HENRY JARCEK
31	"	"	SAF	PBI	1480	JE, GM, AP, UR, NADIA BJORLIN, HENRY JARCEK, MARVEL MENSKY
APR 1	"	"	PBI	LCC	1481	JE, GM, AP

On March 27, 2001, while underage, Ms. Giuffre, Maxwell, Epstein, Emmy Taylor, two unidentified females and others traveled together (#1478) from PBI (Palm Beach) to TEB (Teterboro, NJ); then three days later, on March 29, 2001, continued on (#1479) to SAF (Santa Fe, NM), returning to PBI (Palm Beach, FL) with Nadia Bjorlin (#1480) on March 31, 2001. See McCawley Dec. at Exhibit 15, Rodger's Dep. Ex. 1 at GIUFFRE007098; Rodger's Dep. Tr. at 119-125.

A few glaring examples of how Ms. Giuffre's travel records are incomplete is that Ms. Giuffre traveled from ADS (Addison, Texas) on May 3, 2001 (#1501) to SAT (San Antonio, Texas); then departs SAT (San Antonio, Texas) on May 5, 2001 (#1502) to PBF (Pine Bluff, AR) but there is no record produced that explains how Ms. Giuffre arrived in Addison, Texas or how she returned to Palm Beach from Pine Bluff, AR. Although Epstein's plane appears to have originated from Palm Beach on April 23, 2001, Ms. Giuffre's name doesn't not appear on the log. *See* Rodger's Dep. Ex. 1 at GIUFFRE007099; Rodger's Dep. Tr. at 130-132 ("Q: Do you know how Virginia Roberts got to Addison, Texas? A: No. ... Q: Went to Addison and picked up Virginia Roberts? A: It looks like it.").

Another prime example of how incomplete Ms. Giuffre's travel records are is on on May 14, 2001. While Ms. Giuffre appears on flight #1506 with Epstein, Maxwell, Emmy Taylor and others (including one unidentified female) from TIST (U.S. Virgin Islands) to TEB (Teterboro, NJ), there is no record produced explaining how Ms. Giuffre arrived to the U.S. Virgin Islands or where she stayed when she landed in New York. *See* McCawley Dec. at Exhibit 15, Rodger's Dep. Ex. 1 at GIUFFRE007100; Rodger's Dep. Tr. at 132-133 ("Q: What were the other possible avenues back in those days for Jeffrey Epstein, Ghislaine Maxwell to travel to the Virgin Islands? A: They could have done a charter, possibly.") (*Id.* at 134-135 "Q: All right. So at some point in time, between May 7th and May 14th – A: Uh-huh. Q: -- somebody flies the Gulfstream to the Virgin Islands. A: Correct. Q: And who would that be? A: Larry Visoski and I don't know who the other person would have been."); *Id.* at 136 ("Q. Do you know where Virginia Roberts went during that time after she landed in Teterboro on the 14th? A. I do not."))

14	1590	N900JG	TIST	TEB	1506	JG, GM, ET, BK, VR	FEMALE
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On June 3, 2001, Ms. Giuffre travels from PBI (Palm Beach) to TIST (U.S. Virgin Islands) on flight #1510 for three days; then, on June 5, 2001, continues on flight #1511 to TEB (Teterboro, NJ); however, there is no record of Ms. Giuffre returning to Palm Beach. *See* Rodger's Dep. Ex. 1 at GIUFFRE007101; Rodger's Dep. Tr. at 136-137.

6-1	G-1159B	N909JC	TEB	PBI	1501	JG, GM, ET, AP, BANU KUCUK ROYLU	1/1
3	"	"	PBI	TIST	1510	JG, VIRGINIA ROBERTS, BANU KUCUK ROYLU	1/1
5	"	"	TIST	TEB	1511	JG, VR, BK	1/1
8	"	"	TEB	CYUL	1512	JG, GM, NAOMI CAMPBELL, REBELLA WASHING, ANNA LAVALLER, ANNA MOLENA, DAVID COVINO	1/1
12	"	"	CYUL	TEB	1513	REPOSESTON (AP, BLIND AND DOLT)	1/1
12	"	"	TEB	PBI	1514	JG	1/1
13	"	"	PBI	TEB	1515	JG, CAROL	1/1
15	"	"	TEB	PBI	1516	JG, GM, SHARADAN, CAROLYN, 1 FEMALE	
18	"	"	PBI	TEB	1517	JG, GM, 1 FEMALE	1/1
22	"	"	TEB	LFPD	1518	JG, GM, CRISTALLA WASHING, GEORGINA GRINGVA	1/1
23	"	"	LFPD	LFMN	1519	JG, GM, 1 FEMALE	1/1
25	"	"	LFMN	LIML	1520	JG, GM, 1 FEMALE	1/1
26	"	"	LFML	LFPB	1521	JG, GM	1/1
28	"	"	LFPB	LPAZ	1522	JG, GM, ET, ED TUTTLE	1/1
28	"	"	LPAZ	TIST	1523	JG, GM, ET, ED TUTTLE	
JUL 4	"	"	TIST	PBI	1524	JG, AP, VR, 1 FEMALE	1/1
8	"	"	PBI	TEB	1525	JG, GM, ET, AP, VR, SHARADAN CAMPBELL, CAROLYN MOLENA, DAVID COVINO	1/1
11	"	"	TEB	CPS	1526	JG, GM, ET, VR CAROL ROSENBERG	1/1

Then, on July 4, 2001, Ms. Giuffre reappears on flight #1524 with Epstein and an unidentified female leaving TIST (U.S. Virgin Islands) to return to PBI (Palm Beach); however, there is no flight record that reflects how Ms. Giuffre got to the U.S. Virgin Islands. *See* McCawley Dec. at Exhibit 15, Rodger's Dep. Ex. 1 at GIUFFRE007101; Rodger's Dep. Tr. at 138-139 ("Q. And do you know how Virginia Roberts got to the Virgin Islands? A: No. Q. Is there any -- is it possible that the Cessna took her or the Boeing took her? Or any other aircraft that is owned by Jeffrey? A: No, I would -- if I had to guess, I would guess the airlines.")

Again, on July 8, 2001, Ms. Giuffre appears on flight #1525 with Epstein, Maxwell, Emmy Taylor and others including an unidentified female departing PBI (Palm Beach) to TEB

(Teterboro, NJ). Four days later, on July 11, 2001, Ms. Giuffre, Epstein and Maxwell continue on (#1526) to CPS (Cahokia-St. Louis, Illinois) which was a stop due to a mechanical delay on the way to Sante Fe, NM; however, there is no flight record that reflects how Ms. Giuffre returned home to Palm Beach. *See* McCawley Dec. at Exhibit 15, Rodger’s Dep. Ex. 1 at GIUFFRE007101; Rodger’s Dep. Tr. 139-141 (“Q: And then three days later, you leave out of Teterboro to CPS? A: Yes. Q: Where is that? A: That is St. Louis, actually it is Cahokia, Illinois, across the river from St. Louis. Q: Who are your passengers? A: Jeffrey Epstein, Ghislaine Maxwell, Emmy Tayler, Virginia Roberts. We were actually en route to Santa Fe. We had a mechanical problem. We had to go into there for maintenance.”)

On July 16, 2001, Ms. Giuffre appears on flight #1528 with Epstein, Maxwell and Emmy Taylor from SAF (Santa Fe, NM) to TEB (Teterboro, NJ); however, Ms. Giuffre’s flight to Santa Fe, NM is missing from the records. In addition, on July 28, 2001, Ms. Giuffre reappears on the flight log (#1531) returning with Epstein from TIST (U.S. Virgin Islands) to PBI (Palm Beach); however, there is no record of Ms. Giuffre’s flight to the U.S. Virgin Islands. *See* McCawley Dec. at Exhibit 15, Rodger’s Dep. Ex. 1 at GIUFFRE007102; Rodger’s Dep. Tr.142.

2001			From	To		
JUL 16	G-1159B	N989JE	CPS	SAF	1527	REPOSITION-PILOT STAFFIC LEAK GARY ROBERTS GARY ROBERTS
16	"	"	SAF	TEB	1528	JE, ET, GM, VR GARY ROBERTS
23	"	"	PBE	TIST	1529	JE, STEWART LEWIS
28	"	"	TIST	PBE	1531	JE, VIRGINIA ROBERTS

On June 21, 2002, Ms. Giuffre appears on flight #1570 with Epstein, Maxwell, Sarah Kellen, Cindy Lopez and Jean Luc Brunel from PBI (Palm Beach, FL) to MYEF (George Town, Bahamas); however, there is no record of Ms. Giuffre returning to Palm Beach. *See* McCawley Dec. at Exhibit 15, Rodger’s Dep. Ex. 1 at GIUFFRE007111; Rodger’s Dep. Tr. 161-162 (“Q:

Virginia Roberts was taken to the Bahamas. Do you know where she went from there? A. I do not.”)

2002			From	To	FLYING NO.	maneuvers, endorsements
JUN 8	B-727-31H	N908JE	EIDW	JFK	111	JE, GM, SK
8	"	"	JFK	PBI	112	JE, SK
12	G-1159B	N909JE	PBI	PBI	1567	GMU FLIGHTS-SEAN RELEY, GRIE LARSON
14	B-727-31H	N908JE	PBI	BOS	113	REPOSITION
14	"	"	BOS	TEB	114	JE, SK, CINDY LOPEZ, LAURA HANES
16	"	"	TEB	JFK	115	JE, GM, SK, CINDY LOPEZ, LAURA HANES
19	G-1159B	N909JE	PBI	TEB	1568	REPOSITION PETE RATHGEB
19	"	"	TEB	PBI	1569	JE, GM, SK, CINDY LOPEZ PETE RATHGEB
21	"	"	PBI	MYEF	1570	JE, GM, SK, CL, JOAN LUC BRUNER, VIRGINIA ROBERTS PETE RATHGEB
21	"	"	MYEF	PBI	1571	REPOSITION PETE RATHGEB
23	"	"	PBI	MYEF	1572	REPOSITION PETE RATHGEB
23	"	"	MYEF	TEB	1573	JE, GM, SK, CL, JULIANA BORGES, PETE RATHGEB JOAN LUC BRUNER, ALFREDO SIOW
23	"	"	TEB	PBI	1574	REPOSITION PETE RATHGEB
AUG 4	G-1159B	N909JE	PBI	MVY	1583	JE, 1 FEMALE
4	"	"	MVY	BED	1584	JE, 1 FEMALE
4	"	"	BED	TEB	1585	JE, 1 FEMALE
5	"	"	TEB	SAF	1586	JE, SK, 2 FEMALE
6	C-172XP	N739SP	AGG	AGG		172 CHECK OUT
6	206L3	N474AW	ZORRO	AGG		
15	B-727-31H	N908JE	JAX	JAX	126	C-CHECK FLIGHT TEST PETE RATHGEB
16	"	"	JAX	PBI	127	RETURN FROM C-CHECK PETE RATHGEB
17	G-1159-B	N909JE	SAF	TEB	1589	JE, GM, SK, CINDY LOPEZ, VIRGINIA ROBERTS, EDUARDO ALFREDO MARGAREDA, MEL SERRANO
18	"	"	TEB	PBI	1590	JE, VIRGINIA ROBERTS, 1 FEMALE

On August 17, 2002, Ms. Giuffre appears on flight #1589 with Epstein, Maxwell, Sarah Kellen, Cindy Lopez and others from SAF (Santa Fe, NM) to TEB (Teterboro, NJ); Ms. Giuffre returns to PBI (Palm Beach, FL) on August 18, 2002 with Epstein and one unidentified female (#1590). See McCawley Dec. at Exhibit 15, Rodger’s Dep. Ex. 1 at GIUFFRE007112; Rodger’s Dep. Tr. 165 (“Q: Do you know how Virginia Roberts got to Santa Fe? A: No.”)

From September 29, 2002 through October 19, 2002, Defendant and Epstein sent Ms. Giuffre on a commercial flight to Thailand for massage training and provided her with all accommodations. *See* McCawley Dec. at Exhibit 43, Giuffre007411-Giuffre007432.

DEFENDANT'S PURPORTED FACTS

45. **Ms. Giuffre and Figueroa shared a vehicle during 2001 and 2002.** Ms. Giuffre and Figueroa shared a '93 white Pontiac in 2001 and 2002. Ms. Giuffre freely traveled around the Palm Beach area in that vehicle. In August 2002, Ms. Giuffre acquired a Dodge Dakota pickup truck from her father. Figueroa used that vehicle in a series of crimes before and after Ms. Giuffre left for Thailand.

MS. GIUFFRE'S STATEMENT CONTROVERTING DEFENDANT'S FACTS

Ms. Giuffre and Tony Figueroa did not share a vehicle during 2001 and 2002. Instead, Figueroa borrowed Ms. Giuffre's car while she was traveling with Defendant and Epstein. Figueroa testified that he "got to take the car, because she was going somewhere else in the world and did not need it, so..." Figueroa Dep. Tr. At 89-90.

In fact, Ms. Giuffre was frequently traveling with Defendant and Epstein. *See* McCawley Dec. at Exhibit 1, Alessi Dep. Tr. at 9-14 (stating that Virginia started traveling on an airplane with Ghislaine and Jeffrey "not too long" after she started going over to the house). Figueroa further testified that Virginia "would normally go about two weeks out of every month" with Epstein. Figueroa Dep. Tr. at 90. He further stated, "Pretty much every time I took her there, it was always to his mansion. I picked her up one time -- maybe it was a couple of times --from the jet stream place. But pretty much every single time it was at the hou- -- at the mansion." *Id.* Moreover, Ms. Giuffre testified she purchased a car from the \$10,000 payment she received from Epstein after she was forced to have sex with Prince Andres in London at Defendant's home when Ms. Giuffre was a minor. *See* McCawley Dec. at Exhibit 5, Giuffre Dep. Tr. at 120:1-20.

DEFENDANT’S PURPORTED FACTS

46. **Ms. Giuffre held a number of jobs in 2001 and 2002.** During 2001 and 2002, Ms. Giuffre was gainfully employed at several jobs. She worked as a waitress at Mannino’s Restaurant, at TGIFriday’s restaurant (aka CCI of Royal Palm Inc.), and at Roadhouse Grill. She also was employed at Courtyard Animal Hospital (aka Marc Pinkwasser DVM).

MS. GIUFFRE’S STATEMENT CONTROVERTING DEFENDANT’S FACTS

This statement is laughable. Ms. Giuffre was hardly gainfully employed during a time period in which she was trying to escape from the grip Epstein and Maxwell had on Ms. Giuffre. While Social Security provides that she earned nominal amounts of earning statements for 2001 and 2002, the records do not indicate the month or quarter of the year’s work. *See* McCawley Dec. at Exhibit 46, GIUFFRE009176. For a brief period, Ms. Giuffre attempted to go back to school to earn her GED, and tried unsuccessfully to hold down waitressing jobs. *See* McCawley Dec. at Exhibit 27, GIUFFRE009179.

For example, in 2001, Ms. Giuffre earned \$212.00 as a waitress working “briefly” at Mannino’s Restaurant. (*See* McCawley Dec. at Exhibit 5, Giuffre Dep. Tr. at 472). In 2002, Ms. Giuffre earned \$403.64 at CCI of Royal Palm Beach working there (TGI Fridays) for a “short time period.” (*See* McCawley Dec. at Exhibit 5, Giuffre Dep. Tr. at 473). Then, Ms. Giuffre worked at Roadhouse grill until about March 2002 earning \$1,247.90 (*See* McCawley Dec. at Exhibit 5, Giuffre Dep. Tr. at 474).

EMPLOYER NUMBER: 65-0241353
MANNINOS INC
MANNINOS RESTAURANT
12793 B W FOREST HILL BLVD
WEST PALM BEACH FL 33414-4749

YEAR	1ST QTR	2ND QTR	3RD QTR	4TH QTR	TOTAL
2001					\$212.00

EMPLOYER NUMBER: 06-1587035
 CCI OF ROYAL PALM INC
 % ROBERT FURR TTEE
 2255 GLADES RD STE 337-W
 BOCA RATON FL 33431-7379

YEAR	1ST QTR	2ND QTR	3RD QTR	4TH QTR	TOTAL
2002					\$403.64

EMPLOYER NUMBER: 65-0367604
 ROADHOUSE GRILL INC
 ROBERT C FURR TTEE IN BANKRUPTCY
 2255 GLADES RD STE 337W
 BOCA RATON FL 33431-7379

YEAR	1ST QTR	2ND QTR	3RD QTR	4TH QTR	TOTAL
2002					\$1,247.90

EMPLOYER NUMBER: 65-0915938
 MARC PINKWASSER DVM PA
 13860 WELLINGTON TRCE STE 31
 WELLINGTON FL 33414-8541

YEAR	1ST QTR	2ND QTR	3RD QTR	4TH QTR	TOTAL
2002					\$1,561.75

GIUFFRE009179.¶

According to Dr. Pinkwasser’s records, Ms. Giuffre’s also received payroll checks for weeks ending 04/22/02-06/04/02 earning a total of \$1,561.75. (See McCawley Dec. at Exhibit 47, GIUFFRE009203).

4/22/02 Courtyard Animal Hospital
 5/6/02 Courtyard Animal Hospital
 5/6/02 Courtyard Animal Hospital
 5/20/02 Courtyard Animal Hospital
 6/4/02 Courtyard Animal Hospital

Not long after Ms. Giuffre losing her job at Courtyard Animal Hospital, GIUFFRE00009211, flight records show that Ms. Giuffre was soon back under Epstein’s control traveling with Maxwell to the Bahamas, Santa Fe, New Mexico then New York, see McCawley Dec. at Exhibit 47, GIUFFRE007111-GIUFFRE007112.

DEFENDANT’S PURPORTED FACTS

47. **In September 2002, Ms. Giuffre traveled to Thailand to receive massage training and while there, met her future husband and eloped with him.** Ms. Giuffre traveled

to Thailand in September 2002 to receive formal training as a masseuse. Figueroa drove her to the airport. While there, she initially contacted Figueroa frequently, incurring a phone bill of \$4,000. She met Robert Giuffre while in Thailand and decided to marry him. She thereafter ceased all contact with Figueroa from October 2002 until two days before Mr. Figueroa's deposition in this matter in May 2016.

MS. GIUFFRE'S STATEMENT CONTROVERTING DEFENDANT'S FACTS

Ms. Giuffre did travel to Thailand to receive massage training in September 2002. However, Defendant has inaccurately told only part of the story. Defendant has conveniently left out certain key facts, which includes the fact that Ms. Giuffre was given an assignment from Defendant and Epstein that she had to recruit another underage girl from Thailand, and bring that young girl back to Epstein. *See* McCawley Dec. at Exhibit 43, GIUFFRE 003191. The document Ms. Giuffre was give directs her to "call Ms. Maxwell." *See* McCawley Dec. at Exhibit 32, GIUFFRE003191. It is not disputed by Defendant or Epstein, that Ms. Giuffre was expected to return to Epstein and Maxwell upon completion of her massage training and assignment. It is undisputed by Ms. Giuffre that she did not return to Defendant and Epstein, but instead escaped clear across the world to Australia where she remained in hiding from Defendant and Epstein for several years.

DEFENDANT'S PURPORTED FACTS

48. **Detective Recarey's investigation of Epstein failed to uncover any evidence that Ms. Maxwell was involved in sexual abuse of minors, sexual trafficking or production or possession of child pornography.** Joseph Recarey served as the lead detective from the Palm Beach Police Department charged with investigating Jeffrey Epstein. That investigation commenced in 2005. Recarey worked only on the Epstein case for an entire year. He reviewed previous officers' reports and interviews, conducted numerous interviews of witnesses and alleged victims himself, reviewed surveillance footage of the Epstein home, participated in and had knowledge of the search warrant executed on the Epstein home, and testified regarding the case before the Florida state grand jury against Epstein. Detective Recarey's investigation revealed that not one of the alleged Epstein victims ever mentioned Ms. Maxwell's name and she was never considered a suspect by the government. None of Epstein's alleged victims said they had seen Ms. Maxwell at Epstein's house, nor said they had been "recruited by her," nor paid any money by her, nor told what to wear or how to act by her. Indeed, none of Epstein's alleged victims ever reported to the government they had met or spoken to Ms. Maxwell. Maxwell was not

seen coming or going from the house during the law enforcement surveillance of Epstein's home. The arrest warrant did not mention Ms. Maxwell and her name was never mentioned before the grand jury. No property belonging to Maxwell, including "sex toys" or "child pornography," was seized from Epstein's home during execution of the search warrant. Detective Recarey, when asked to describe "everything that you believe you know about Ghislaine Maxwell's sexual trafficking conduct," replied, "I don't." He confirmed he has no knowledge about Ms. Maxwell sexually trafficking anybody. Detective Recarey also has no knowledge of Ms. Giuffre's conduct that is subject of this lawsuit.

MS. GIUFFRE'S STATEMENT CONTROVERTING DEFENDANT'S FACTS

This statement is false. Detective Recarey knew that Maxwell was involved in the illegal sexual activities at Epstein's house. He wanted to speak to her, but Maxwell did not return his calls. *See* McCawley Dec. at Exhibit 13, Recarey Dep. Tr. at 28:23-29:10. Detective Recarey concluded that Defendant's role was to procure girls for Epstein. *See* McCawley Dec. at Exhibit 13, Recarey Dep. Tr. at 29:16-29:20. In the execution of the search warrant, stationary was found in the home bearing Maxwell's name, and notes were written by house staff to Maxwell. *See* McCawley Dec. at Exhibit 13, Recarey Dep. Tr. at 45:13-25; *Id.* at 83:3-83:15; see also Message Pads, GIUFFRE 001412, 001418, 001435, 001446, 001449, 001453, 001454. A key piece of evidence in the investigation were message pads uncovered in trash pulls, and from inside the residence during the search warrant. Those message pads revealed numerous calls left at the house for Maxwell, indicating she was staying in the house during the days when Epstein was engaging in illegal sex acts with minors.

Additionally, a walk through video taken during the execution of the search warrant revealed photos of topless females at the home, and there was even a photograph of Maxwell naked hanging in the home. The house staff who were deposed in the civil cases each testified to Maxwell being the boss in charge of everyone in the house. *See* McCawley Dec. at Exhibits 1,

19, 21, Banasiak Dep. Tr. at 8:21-9:16; 14:20-15:6; Alessi Dep. Tr. at 23:11-23:20; Rodriguez Dep. Tr. at 169:1-169:4.

Rodriguez, the house butler from 2004 through 2005, a time period that revealed daily sexual abuse of underage females, testified that Maxwell kept a list of the local girls who were giving massages at her desk, and that Maxwell kept nude photos of girls on her computer. *See* McCawley Dec. at Exhibit 21, Rodriguez Dep. Tr. at 238:4-238:22; 302:19-303:10; 306:1-306:24. Recarey testified that when the search warrant was executed, the house had been sanitized and the computers removed from the home. *See* McCawley Dec. at Exhibit 13, Recarey Dep. Tr. at 72:25-73:15. Banaziak testified that the computers were removed by Adriana Ross, another employee who answered to Maxwell. *See* McCawley Dec. at Exhibit 19, Banaziak Dep. Tr. at 54:7-22.

The record is replete with testimony demonstrating that Maxwell recruited Virginia, and recruited other females, who in turn recruited other females, all who were sexually abuse by Epstein; meaning, it is undisputed that Maxwell started the top of the pyramid of local Palm Beach girls who were all eventually identified as victims. *See, e.g.*, McCawley Dec. at Exhibit 1, Alessi Dep. Tr. at 34:19-35:3; 98:5-98:12; 104:15-104:23. The co-conspirator who maintained direct contact with the many underage victims was Sarah Kellen, whose sole responsibility was to schedule underage girls to visit Epstein for sex. Sarah reported directly to Maxwell. *See* McCawley Dec. at Exhibit 21, Rodriguez Dep. Tr. at 26:10-26:20. On the day when the search warrant was executed, the house maid, Ruboyo was scheduled to report to the house that day at 8 am; however, she received a call from Maxwell telling her not to go. *See* McCawley Dec. at Exhibit 20, Rabuyo Dep. Tr. at 81:20-82:25. Maxwell orchestrated and ran the entire sex

trafficking scheme from a high level, and insulated herself from most of the underage girls who were being paid for sex.

Tony Figueroa, Ms. Giuffre's ex-boyfriend, did testify that Maxwell personally requested that he find and bring girls to Epstein for sex once Ms. Giuffre had escaped, and that when he brought the girls Maxwell interacted with them. *See* McCawley Dec. at Exhibit 4, Figueroa Dep. Tr. at 200:6-18; 228:23-229:21. Rodriguez testified unequivocally that Maxwell was "the boss" and that she knew everything that was going on. *See* McCawley Dec. at Exhibit 21, Rodriguez Dep. Tr. 169:1-169:4.

DEFENDANT'S PURPORTED FACTS

49. **No nude photograph of Ms. Giuffre was displayed in Epstein's home.** Epstein's housekeeper, Juan Alessi, "never saw any photographs of Virginia Roberts in Mr. Epstein's house." Detective Recarey entered Epstein's home in 2002 to install security cameras to catch a thief and did not observe any "child pornography" within the home, including on Epstein's desk in his office.

MS. GIUFFRE'S STATEMENT CONTROVERTING DEFENDANT'S FACTS

This is false. Nude photographs were displayed throughout Epstein's home. Furthermore, Alfredo Rodriguez testified to Maxwell having pornography on her computer. Rodriguez Dep. Tr. 150:10-17; 306:1-306:24. He also testified to there being a collage of nude photos in Epstein's closet. *Id.* 253:14-254:18. That collage was eventually taken into evidence by Detective Recarey, who testified to that fact in his deposition. *See* McCawley Dec. at Exhibit 13, Recarey Dep. Tr. at 73:19-73:24. And those photos are still in the possession of the FBI or US Attorney's Office. *See* McCawley Dec. at Exhibit 13, Recarey Dep. Tr. at 74:2-74:7.

Numerous other people have testified about nude photographs being on display in the home including Ronaldo Rizzo, who visited the home on numerous occasions and who was reprimanded by Maxwell herself for looking at the nude photos. *See* McCawley Dec. at Exhibit 14, Rizzo Dep. Tr. at 25:19-26:20. Additionally, the search warrant video, taken at a time when

the house had already been sanitized, revealed photographs of nudity displayed, including a photograph of Maxwell herself in the nude. *See* McCawley Dec. at Exhibit 44, Search Warrant Video attached to the Deposition of Recarey.

Johanna Sjoberg testified that the Defendant bought her a camera for the specific purpose of her taking nude photos of herself. *See* McCawley Dec. at Exhibit 16 Sjoberg Tr. at 150. Finally, Virginia Giuffre testified that there was a nude photograph of her at the house. *See* McCawley Dec. at Exhibit 5 Virginia Giuffre Tr. at 232 and 333.

DEFENDANT’S PURPORTED FACTS

50. **Ms. Giuffre intentionally destroyed her “journal” and “dream journal” regarding her “memories” of this case in 2013 while represented by counsel.** Ms. Giuffre drafted a “journal” describing individuals to whom she claims she was sexually trafficked as well as her memories and thoughts about her experiences with Epstein. In 2013, she and her husband created a bonfire in her backyard in Florida and burned the journal together with other documents in her possession. *Id.* Ms. Giuffre also kept a “dream journal” regarding her thoughts and memories that she possessed in January 2016. To date, Ms. Giuffre cannot locate the “dream journal.”

MS. GIUFFRE’S STATEMENT CONTROVERTING DEFENDANT’S FACTS

The dream journal contained memories of Ms. Giuffre’s dreams. While Ms. Giuffre has looked for this journal, which is wholly irrelevant to this case, she has been unable to locate it. Ms. Giuffre also wrote in a personal journal some of her experiences with Maxwell and Epstein, which were harmful and painful. In an effort to relieve herself of those past painful experiences, Ms. Giuffre followed the advice of a therapist, and burned the journal as a form of cathartic release at a time when she was under no obligation to maintain the personal memorialization of personal and painful experiences. *See* McCawley Dec. at Exhibit 5, Giuffre Dep. Tr. at 205:13-206:10.

DEFENDANT'S PURPORTED FACTS

51. **Ms. Giuffre publicly peddled her story beginning in 2011.** Ms. Giuffre granted journalist Sharon Churcher extensive interviews that resulted in seven (7) widely distributed articles from March 2011 through January 2015. Churcher regularly communicated with Ms. Giuffre and her “attorneys or other agents” from “early 2011” to “the present day.” Ms. Giuffre received approximately \$160,000 for her stories and pictures that were published by many news organizations.

MS. GIUFFRE'S STATEMENT CONTROVERTING DEFENDANT'S FACTS

Defendant's statement misrepresents history. In 2011, Ms. Giuffre was still in hiding from Epstein and Maxwell in Australia. Ms. Giuffre was not looking to sell anything or even speak with anyone about what had happened to her in her previous life from which she dramatically escaped. Journalist, Sharon Churcher, located Ms. Giuffre and impressed the importance of Ms. Giuffre standing up to those who had harmed her and speak with Federal authorities, which Ms. Giuffre did in 2011. *See* McCawley Dec. at Exhibit 31, Redacted 302 GIUFFRE001235-01246.

In addition, Churcher impressed the importance of bringing the abuse of Defendant and Epstein to public light to prevent their continued abuse of others. *See* McCawley Dec. at Exhibit 35, Giuffre003690. After much deliberation, Ms. Giuffre agreed to be interviewed by Churcher, and was compensated for sharing her story, which came at a heavy price of being publicly scrutinized.

DEFENDANT'S PURPORTED FACTS

52. **Ms. Giuffre drafted a 144-page purportedly autobiographical book manuscript in 2011 which she actively sought to publish.** In 2011, contemporaneous with her Churcher interviews, Ms. Giuffre drafted a book manuscript which purported to document Ms. Giuffre's experiences as a teenager in Florida, including her interactions with Epstein and Maxwell. Ms. Giuffre communicated with literary agents, ghost writers and potential independent publishers in an effort to get her book published. She generated marketing materials and circulated those along with book chapters to numerous individuals associated with publishing and the media.

MS. GIUFFRE'S STATEMENT CONTROVERTING DEFENDANT'S FACTS

Defendant's characterization of these activities are out of context and thus misleading. In 2008, Ms. Giuffre received a Victim Notification Letter from the United States Attorney's office for the Southern District of Florida, *see* McCawley Dec. at Exhibit 30, GIUFFRE0010202, regarding her sexual victimization by Epstein. Thereafter, in 2011, she sought psychological counseling from a psychologist for the trauma she endured. Also that year, journalist Sharon Churcher sought her out, and traveled half way around the globe to interview her on painful subjects. Ms. Giuffre was interviewed by the FBI in 2011. *See* McCawley Dec. at Exhibit 31, FBI Redacted 302 GIUFFRE01235-1246. She was also getting psychological help. *See* McCawley Dec. at Exhibit 38, Lightfoot Records, GIUFFRE005431-005438. In that situation, Ms. Giuffre began to draft a fictionalized account of what happened to her. It was against this backdrop of her trauma being unearthed, her steps to seek psychological counseling for it, that she drafted this manuscript. Doing so was an act of empowerment and a way of reframing and taking control over the narrative of her past abuse that haunts her.

“Writing ‘I’ has been an emancipatory project for women.” Perreault, Jeanne, “AUTOGRAPHY/ TRANSFORMATION/ ASYMMETRY,” *Women, Autobiography, Theory A Reader edited by Sidonie Smith & Julia Watson*. Indeed, scholars have written that the act of engaging in autobiography or even accounts loosely based on autobiography, is a process of taking control of one's own narrative and one's own self: “Thus a specific recitation of identity involves the inclusion of certain identity contents and the exclusion of others; the incorporation of certain narrative itineraries and internationalities, the silencing of others; the adoption of certain autobiographical voices, the muting of others.” Smith, Sidonie, PERFORMATIVITY,

AUTOBIOGRAPHICAL PRACTICE, RESISTANCE, *Women, Autobiography, Theory A Reader* edited by Sidonie Smith & Julia Watson.

Indeed, even a cursory look at the manuscript penned by Ms. Giuffre informs the reader that she is trying to put forth a more palatable and more empowering narrative to over-write that powerlessness she felt when being abused by Defendant and Epstein. While Ms. Giuffre explored trying to publish her story to empower other individuals who were subject to abuse, she ultimately decided not to publish it. *See* McCawley Dec. at Exhibit 5, Giuffre Dep. Tr. 249:16-18; 250:19-251:3.

DEFENDANT'S PURPORTED FACTS

53. **Ms. Giuffre's publicly filed "lurid" CVRA pleadings initiated a media frenzy and generated highly publicized litigation between her lawyers and Alan Dershowitz.** On December 30, 2014, Ms. Giuffre, through counsel, publicly filed a joinder motion that contained her "lurid allegations" about Ms. Maxwell and many others, including Alan Dershowitz, Prince Andrew, Jean-Luc Brunel. The joinder motion was followed by a "corrected" motion and two further declarations in January and February 2015, which repeated many of Ms. Giuffre's claims. These CVRA pleadings generated a media maelstrom and spawned highly publicized litigation between Ms. Giuffre's lawyers, Edwards and Cassell, and Alan Dershowitz. After Ms. Giuffre publicly alleged Mr. Dershowitz of sexual misconduct, Mr. Dershowitz vigorously defended himself in the media. He called Ms. Giuffre a liar and accused her lawyers of unethical conduct. In response, attorneys Edwards and Cassell sued Dershowitz who counterclaimed. This litigation, in turn, caused additional media attention by national and international media organizations.

MS. GIUFFRE'S STATEMENT CONTROVERTING DEFENDANT'S FACTS

See Ms. Giuffre's Paragraph 7, *supra*, explaining why the allegations were necessary and appropriate for multiple reasons. Ms. Giuffre disputes Defendant's false characterization of these events, and, indeed, the media attention was caused by Defendant's issuing her defamatory press release.

DEFENDANT'S PURPORTED FACTS

54. **Ms. Giuffre formed non-profit Victims Refuse Silence to attract publicity and speak out on a public controversy.** In 2014, Ms. Giuffre, with the assistance of the same counsel, formed a non-profit organization, Victims Refuse Silence. According to Ms. Giuffre, the purpose of the organization is to promote Ms. Giuffre's professed cause against sex slavery. The stated goal of her organization is to help survivors surmount the shame, silence, and intimidation typically experienced by victims of sexual abuse. Ms. Giuffre attempts to promote Victims Refuse Silence at every opportunity. For example, Ms. Giuffre participated in an interview in New York with ABC to promote the charity and to get her mission out to the public.

MS. GIUFFRE'S STATEMENT CONTROVERTING DEFENDANT'S FACTS

Ms. Giuffre did not form the non-profit Victims Refuse Silence to "speak out on a public controversy," but instead to simply help survivors of sexual abuse and sexual trafficking. In order to provide assistance to victims, Ms. Giuffre attempted to talk about the non-profit's mission when she had the opportunity to do so. *See* www.victimsrefusesilece.org.

MS. GIUFFRE'S STATEMENT OF UNDISPUTED FACTS

55. Virginia Roberts was born August 9, 1983. *See* McCawley Dec. at Exhibit 51, Driver's License GIUFFRE009209.

56. Virginia Roberts turned 18 on August 9, 2001.

57. In 2000, Virginia's father Sky Roberts worked at the Mar-a-Lago. *See* McCawley Dec. at Exhibit 17, Sky Roberts Dep. Tr. at 72, 74.

58. Sky Roberts got Virginia a job at Mar-a-Lago in 2000, either months before or just after Virginia's 17th birthday. *See* McCawley Dec. at Exhibit 17, Sky Roberts Dep. Tr. at 72, 74; Giuffre Dep. Tr. at 25:19-25:21; 28:10-28:12.

59. The only year in which Virginia was employed at Mar-a-Lago was 2000. *See* McCawley Dec. at Exhibit 49, MAR-A-LAGO 0173, 0176.

60. Virginia worked at Mar-a-Lago as a spa bathroom attendant. *See* McCawley Dec. at Exhibit 5, Giuffre Dep. Tr. at 61:9-61:24; Austrich Dep. Tr. at 100:3-12.

61. Virginia was not a masseuse at Mar-a-Lago as she had no massage experience. *See* McCawley Dec. at Exhibit 5, Giuffre Dep. Tr. at 111:12-111:21; 116:19-117:12; Austrich Dep. Tr. at 34-35, 100-101, 127-128; Figueroa Dep. Tr. at 82:10-15; 168:24-169:1; Sky Roberts Dep. Tr. at 80:7-19; 84:18 -85:1.

62. Maxwell approached Virginia at Mar-a-Lago, and recruited her to come to Jeffrey Epstein's house. *See* McCawley Dec. at Exhibits 1, 5, and 17, Giuffre Dep. Tr. at 111:12-111:21; 116:19-117:12; Alessi Dep. Tr. at 94:24-95:2; Sky Roberts Dep. Tr. at 80:7-19; 84:18 -85:1.

63. At the time Maxwell recruited Virginia to Jeffrey Epstein's house, Virginia was either 16 or 17 years old, depending on whether this occurred just before or just after Virginia's birthday. *See* McCawley Dec. at Exhibit 49, MAR-A-LAGO 0173, 0176.

64. Virginia followed Maxwell's instructions and reported to Jeffrey Epstein's house on the night of the day when Maxwell approached Virginia at Mar-a-Lago. *See* McCawley Dec. at Exhibits 5 and 18, Giuffre Dep. Tr. at 117:20-118:1; Alessi Dep. Tr. at 96-98; GIUFFRE000102-103 at p. 48-49.

65. Maxwell told Virginia at Mar-a-Lago that Virginia could get paid for giving a massage to Jeffrey Epstein. *See* McCawley Dec. at Exhibit 5, Giuffre Dep. Tr. at 111:12-111:21; 116:19-117:12.

66. When Virginia arrived at Epstein's house, she was taken upstairs to Epstein's bedroom, and instructed by Maxwell and Epstein how to give Epstein a massage. *See* McCawley Dec. at Exhibit 5, Giuffre Dep. Tr. at 198:20-199:3; 199:15-199:18; Epstein Dep. Tr. at 74:3-14.

67. Epstein and Maxwell turned the massage into a sexual encounter. *See* McCawley Dec. at Exhibit 5, Giuffre Dep. Tr. at 198:20-199:3; 199:15-199:18.

68. Virginia was not a professional masseuse, and was not old enough to be a masseuse in Florida even though Maxwell testified she only hired professional masseuses. *See* McCawley Dec. at Exhibit 5, Giuffre Dep. Tr. at 61:9-61:24, 111:12-111:21, 116:19-117:12; Fla. Stat. § 480.041; Maxwell Dep. Tr. at 23:21-24:9; 31:6-18; 41:7-13; 220:13-221:2; 225:23-226:20; 248:5-16; 310:6-17; 383:2-18.

69. Maxwell and Epstein promised Virginia money and a better life in exchange for complying with their sexual demands. *See* McCawley Dec. at Exhibit 5, Giuffre Dep. Tr. at 198:20-199:3; 199:15-199:18.

70. Maxwell had sex with Virginia and other females. *See* McCawley Dec. at Exhibit 5, Giuffre Dep. Tr. at 138:17-139:16; Maxwell 07-22-2016 Dep. Tr. at 86:25-87:9; 91:15-91:21.

71. Virginia was trafficked nationally and internationally for sexual purposes. *See* McCawley Dec. at Exhibits 5, 1, 41? GIUFFRE007055-007161 (Flight Logs); Giuffre Dep. Tr. at 193:22-194:16; 201:24; 204:24:205:5; Alessi Dep. Tr. at 104:9-104:14; Andrew Photo GIUFFRE007167; Spain Photo GIUFFRE007166.

72. Maxwell recruited other non-professionals under the guise of being a masseuse, but in reality only recruited girls for sexual purposes. *See* McCawley Dec. at Exhibits 5, 16, 4, 1, 18 Giuffre Dep. Tr. at 198:20-199:3; Sjoberg Dep. Tr. at 13-15; Figueroa Dep. Tr. at 88:12-22; Alessi Dep. Tr. at 34; GIUFFRE000105 at 57-58; GIUFFRE000241-242 at p. 212-213.

73. Maxwell was the boss of others whose job it was to recruit minor females for Epstein for sex, such as Sarah Kellen. *See* McCawley Dec. at Exhibit 21, Rodriguez Dep. Tr. at 26:10-26:20.

74. Maxwell was a recruiter of underage girls and other young females for Epstein for sex, and was the boss in charge of those females. *See* McCawley Dec. at Exhibits 16, 4, 21, and 1, Sjoberg Dep. Tr. 8-9, 13-15, 27; Figueroa Dep. Figueroa Dep. Tr. at 200:6-18; 228:23-229:21; Rodriguez Dep. Tr. 169:1-169:4; Alessi Dep. Tr. at 23:11-23:20; 34:19-35:3; 98:5-98:12; 104:15-104:23.

Dated: January 31, 2017

Respectfully Submitted,

BOIES, SCHILLER & FLEXNER LLP

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CERTIFICATE OF SERVICE

I **HEREBY CERTIFY** that on January 31, 2017, I electronically filed the foregoing document with the Clerk of Court by using the CM/ECF system. I also certify that the foregoing document is being served this day on the individuals identified below via transmission of Notices of Electronic Filing generated by CM/ECF.

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/s/ Sigrid S. McCawley
Sigrid S. McCawley

**United States District Court
Southern District of New York**

Virginia L. Giuffre,

Plaintiff,

Case No.: 15-cv-07433-RWS

v.

Ghislaine Maxwell,

Defendant.

_____ /

**DECLARATION OF SIGRID MCCAWLEY IN SUPPORT OF
PLAINTIFF'S RESPONSE TO DEFENDANT'S MOTION FOR SUMMARY
JUDGMENT AND UNDISPUTED FACTS**

I, Sigrid McCawley, declare that the below is true and correct to the best of my knowledge as follows:

1. I am a Partner with the law firm of Boies, Schiller & Flexner LLP and duly licensed to practice in Florida and before this Court pursuant to this Court's Order granting my Application to Appear Pro Hac Vice.
2. I respectfully submit this Declaration in Support of Plaintiff's Response to Defendant's Motion for Summary Judgment and Undisputed Facts.
3. Attached hereto as Sealed Exhibit 1 are true and correct copies of Excerpts from June 1, 2016 Depositions of Juan Alessi.
4. Attached here to as Sealed Exhibit 2 is a true and correct copy of Excerpts from June 23, 2016, Deposition of James Austrich.
5. Attached hereto as Sealed Exhibit 3 is a true and correct copy of Excerpts from September 9, 2016, Deposition of Jeffrey Epstein.
6. Attached hereto as Sealed Exhibit 4 is a true and correct copy of Excerpts from June 24, 2016, Deposition of Tony Figueroa (Volumes I and II).

7. Attached hereto as Sealed Composite Exhibit 5 are true and correct copies of Excerpts from May 3, 2016 and November 14, 2016, Deposition of Virginia Giuffre.

8. Attached hereto as Sealed Exhibit 6 is a true and correct copy of Excerpts from November 18, 2016, Deposition of Ross Gow.

9. Attached hereto as Sealed Exhibit 7 is a true and correct copy of Excerpts from June 20, 2016, Deposition of [REDACTED].

10. Attached hereto as Sealed Exhibit 8 is a true and correct copy of Excerpts from January 25, 2017, Deposition of Sarah Kellen.

11. Attached hereto as Sealed Exhibit 9 is a true and correct copy of Excerpts from November 29, 2016, Deposition of Peter Kent.

12. Attached hereto as Sealed Exhibit 10 is a true and correct copy of Excerpts from January 17, 2017, Deposition of Nadia Marcinko.

13. Attached hereto as Sealed Composite Exhibit 11 are true and correct copies of Excerpts from April 22, 2016 and July 22, 2016, Depositions of Ghislaine Maxwell.

14. Attached hereto as Sealed Exhibit 12 is a true and correct copy of Excerpts from May 24, 2016, Deposition of Lynne Trudy Miller

15. Attached hereto as Sealed Exhibit 13 is a true and correct copy of Excerpts from June 21, 2016, Deposition Joseph Recarey.

16. Attached hereto as Sealed Exhibit 14 is a true and correct copy of Excerpts from June 10, 2016, Deposition of Rinaldo Rizzo.

17. Attached hereto as Sealed Exhibit 15 is a true and correct copy of Excerpts from June 3, 2016, Deposition of David Rodgers.

18. Attached hereto as Sealed Exhibit 16 is a true and correct copy of Excerpts from May 18, 2016, Deposition of Johanna Sjoberg.

19. Attached hereto as Sealed Exhibit 17 is a true and correct copy of Excerpts from May 20, 2016, Deposition of Sky Roberts.

20. Attached hereto as Sealed Composite Exhibit 18 are true and correct copies of Excerpts from September 8, 2009, Depositions of Juan Alessi (GIUFFRE000102-000103; GIUFFRE000105; GIUFFRE000241-000242).

21. Attached hereto as Sealed Exhibit 19 is a true and correct copy of Excerpts from February 16, 2010, Deposition of Janusz Banasiak (GIUFFRE004431-004432; GIUFFRE004437-004438; GIUFFRE004477).

22. Attached hereto as Sealed Exhibit 20 is a true and correct copy of Excerpts from October 20, 2009, Deposition of Louella Rabuyo (GIUFFRE004386).

23. Attached hereto as Sealed Composite Exhibit 21 is a true and correct copy of Excerpts from July 29, 2009 and August 7, 2009, Deposition of Alfredo Rodriguez (GIUFFRE000936-000937; GIUFFRE000942; GIUFFRE000953-000954; GIUFFRE000974; GIUFFRE000978; GIUFFRE000996; GIUFFRE000999-001000; GIUFFRE001003).

24. Attached hereto as Sealed Exhibit 22 is a true and correct copy of August 1, 2016, Defendant's Privilege Log.

25. Attached hereto as Sealed Exhibit 23 is a true and correct copy of September 15, 2016, Expert Report of Professor Terry Coonan.

26. Attached hereto as Sealed Exhibit 24 is a true and correct copy of September 15, 2016, Expert Report of Doctor Bernard Jansen.

27. Attached hereto as Sealed Exhibit 25 is a true and correct copy of November 28, 2016, Expert Report of Peter Kent

28. Attached hereto as Sealed Exhibit 26 is a true and correct copy of January 2, 2015, Email Correspondence (GM_00068).

29. Attached hereto as Sealed Exhibit 27 is a true and correct copy of Excerpts of Palm Beach School County Records (GM_00888-00898).

30. Attached hereto as Sealed Exhibit 28 is a true and correct copy of Excerpts of Message Pads (GIUFFRE001388; GIUFFRE001409; GIUFFRE001412-4213; GIUFFRE001417-18, GIUFFRE001421; GIUFFRE001423; GIUFFRE001426-1428; GIUFFRE001432-1433; GIUFFRE001435; GIUFFRE001446; GIUFFRE001448-1449; GIUFFRE001452-1454; GIUFFRE001456; GIUFFRE001462; GIUFFRE001474; GIUFFRE001563).

31. Attached here to as Sealed Exhibit 29 is a true and correct copy of Epstein's Black Book (GIUFFRE001573-GIUFFRE001669).

32. Attached hereto as Sealed Exhibit 30 is a true and correct copy of September 3, 2008, U.S. Attorney Victim Notification Letter (GIUFFRE002216-002218).

33. Attached hereto as Sealed Exhibit 31 is a true and correct copy of July 5, 2013, Federal Bureau of Investigation Interview (GIUFFRE001235-001246).

34. Attached hereto as Sealed Exhibit 32 is a true and correct copy of Handwritten Note from Defendant. (GIUFFRE003191-003192).

35. Attached hereto as Sealed Exhibit 33 is a true and correct copy of July 2001 New York Presbyterian Hospital Records (GIUFFRE003258-003290).

36. Attached hereto as Sealed Exhibit 34 is a true and correct copy of a February 17, 2011, Email Correspondence to Sharon Churcher (GIUFFRE003678).

37. Attached hereto as Sealed Exhibit 35 is a true and correct copy of February 13, 2011, Email Correspondence to Sharon Churcher (GIUFFRE003690).

38. Attached hereto as Sealed Exhibit 36 is a true and correct copy of February 25, 2011, Email Correspondence to Sharon Churcher (GIUFFRE003731.)

39. Attached hereto as Exhibit 37 is a true and correct copy of a Passport Application

(GIUFFRE004721).

40. Attached hereto as Sealed Exhibit 38 is a true and correct copy of Judith Lightfoot Psychological Records (GIUFFRE005431-005438).

41. Attached hereto as Sealed Exhibit 39 is a true and correct copy of July 25, 2006, Palm Beach Police Department Incident Report (GIUFFRE005614-005700).

42. Attached hereto as Sealed Exhibit 40 is a true and correct copy of an Amazon Receipt (GIUFFRE006581).

43. Attached hereto as Sealed Exhibit 41 is a true and correct copy of David Rodger's June 3, 2016, Deposition Exhibit 1, Flight Log, (GIUFFRE007055-007161).

44. Attached hereto as Sealed Exhibit 42 are true and correct copies of Photographs (GIUFFRE007162-7182).

45. Attached hereto as Sealed Exhibit 43 is a true and correct copy of Travel Documents to Thailand (GIUFFRE007411-GIUFFRE007432).

46. Attached hereto as Sealed Exhibit 44 is a true and correct copy of Walkthrough Video CD (GIUFFRE007584).

47. Attached hereto as Sealed Exhibit 45 is a true and correct copy of West Palm Beach Contact List (GIUFFRE007834-GIUFFRE007847).

48. Attached hereto as Sealed Exhibit 46 is a true and correct copy of October 23, 2016, Social Security Administration records (GIUFFRE009176-GIUFFRE009179).

49. Attached hereto as Sealed Exhibit 47 is a true and correct copy of November 7, 2016, Employment Records from Courtyard Animal Hospital (GIUFFRE009203).

50. Attached hereto as Sealed Exhibit 48 is a true and correct copy of January 2, 2015, Email Correspondence (RG (UK) _000009).

51. Attached hereto as Sealed Exhibit 49 are true and correct copies of Termination

Documents (MAR-A-LAGO 0173 & MAR-A-LAGO 0176).

52. Attached hereto as Sealed Exhibit 50 is a true and correct copy of January 2, 2015, Joinder Motion (GIUFFRE000319-000333).

53. Attached hereto as Sealed Exhibit 51 is a true and correct copy of Virginia Roberts Driver License (GIUFFRE009209).

I declare under penalty of perjury that the foregoing is true and correct.

/s/ Sigrid McCawley
Sigrid McCawley, Esq.

Dated: January 31, 2017.

Respectfully Submitted,

BOIES, SCHILLER & FLEXNER LLP

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on the 31st day of January, 2017, I electronically filed the foregoing document with the Clerk of Court by using the CM/ECF system. I also certify that the foregoing document is being served to all parties of record via transmission of the Electronic Court Filing System generated by CM/ECF.

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/s/ Sigrid McCawley
Sigrid McCawley

EXHIBIT 1

(Filed Under Seal)

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

CASE NO. 15-CV-07433-RWS

-----x

VIRGINIA L. GIUFFRE,

Plaintiff,

v.

GHISLAINE MAXWELL,

Defendant.

-----x

June 1, 2016

9:12 a.m.

C O N F I D E N T I A L

Deposition of JOHN ALESSI, pursuant to notice, taken by Plaintiff, at the offices of Boies Schiller & Flexner, 401 Las Olas Boulevard, Fort Lauderdale, Florida, before Kelli Ann Willis, a Registered Professional Reporter, Certified Realtime Reporter and Notary Public within and for the State of Florida.

1 JOHN ALESSI

2 Q. You're ready to start, correct?

3 A. Yes.

4 Q. Can you tell us your current address?

5 A. [REDACTED] Boynton Beach,
6 Florida 33472.

7 Q. And your date of birth?

8 A. [REDACTED].

9 Q. And was there a time when you worked for a
10 man named Jeffrey Epstein?

11 A. Yes.

12 Q. And can you tell us when you began working
13 for Mr. Epstein?

14 A. I began working for Mr. Epstein part-time.
15 I cannot exactly tell you the date, but it was
16 1990/'91, probably. I worked a total of 13 years
17 for him.

18 Q. Okay. So you began in 1990 part-time,
19 correct?

20 A. Right.

21 Q. And you stopped working for him when?

22 A. I stopped working for him on
23 December 31st, 2001. I was out -- yes, 2001.

24 Q. Okay.

25 A. The end of 2001. I left the last day of

1 JOHN ALESSI

2 the year.

3 Q. Okay. I know that it's been a long time.

4 A. It's been a long time.

5 Q. I know. So I'm going to ask that you
6 refer to the statement that you provided to the
7 police November 21st, 2005, and please go to page 5.
8 I just want you to start reading at line 2 and 3,
9 and tell me if that refreshes your recollection as
10 to your time or duration of employment.

11 A. You're right. It was 2002, then. 2002.

12 Q. So sometime in 1990, you were a part-time
13 employee?

14 A. Uh-huh.

15 Q. And you worked until December 31st, 2002;
16 is that right?

17 A. Yes.

18 Q. Okay. And is it also correct that you
19 began full-time employment with Mr. Epstein on
20 January 1st, 1991, as stated in that report?

21 A. Yes.

22 Q. Prior to 1990, who did you work for?

23 A. Prior to 1990, I had a company, a
24 maintenance company, myself, my own company, Alessi
25 Maintenance. And before that, I worked for another

1 JOHN ALESSI

2 family, the Radi family in Palm Beach.

3 Q. Did you ever work for a man named Les
4 Wexner?

5 A. I did some work for him in his mother's
6 house.

7 Q. Where was that?

8 A. Palm Beach. What year? Before -- before
9 I came to work for Jeffrey.

10 Q. Is that who recommended that you work for
11 Jeffrey Epstein?

12 A. I guess so.

13 Q. Okay. When you started with Jeffrey
14 Epstein, what were your job duties?

15 A. I was doing maintenance. I was doing
16 building and rebuilding and maintenance work
17 basically. Because he just bought the house at that
18 time. And because of Mr. Wechsler knowing me, they
19 recommend me to go to the house and take a look at
20 the house. And we start tearing the house down,
21 basically, at the beginning of my job.

22 Q. Did you assist in the teardown?

23 A. Yes.

24 Q. Okay. So your job duties then was that of
25 a maintenance?

1 JOHN ALESSI

2 A. Maintenance, building.

3 Q. Got it.

4 And did you meet Mr. Epstein when you
5 were -- in 1990?

6 A. Yes, I met him.

7 Q. Okay. And in 1991, who made the decision
8 for you to become a full-time employee?

9 A. Jeffrey.

10 Q. And as a full-time employee initially,
11 what was your job?

12 A. I was basically maintenance, the same
13 thing as I was doing with -- I was exclusively
14 working for him. I was full-time working for him as
15 maintenance, because the house was still on
16 renovation, and he wanted me there.

17 Q. Okay. And how was your relationship with
18 Mr. Epstein back then, 1991?

19 A. Great. No problem.

20 Q. It was good?

21 A. It was good.

22 Q. Did he have a girlfriend back then, in
23 1991?

24 MR. PAGLIUSCA: Object to the form and
25 foundation.

1 JOHN ALESSI

2 You can answer the question.

3 Occasionally, I'll need to object for the
4 record in case we need to have a discussion
5 about this with the judge. And so that's just
6 me preserving those objections.

7 THE WITNESS: Yes, he had a girlfriend.
8 Her name was Dr. Andersson, Eva Andersson. And
9 she was there just for a few months after I
10 came to the house.

11 BY MR. EDWARDS:

12 Q. And how was your relationship with
13 Dr. Andersson?

14 A. Fine.

15 Q. Okay. And at the time when Mr. Epstein
16 was -- at the time when Dr. Andersson was Jeffrey
17 Epstein's girlfriend, did you see any other female
18 companions around the house?

19 A. Eventually -- they have a lot of guests,
20 too. They did have guests coming in. But I can't
21 remember exactly who. It's a socialite. So they
22 have friends.

23 Q. At the time when Dr. Andersson was
24 Mr. Epstein's girlfriend, was Mr. Epstein getting
25 massages?

1 JOHN ALESSI

2 MR. PAGLIUSCA: Object to the form and
3 foundation.

4 THE WITNESS: I think so. I was not
5 involved in the house, inside of the house that
6 much. But they always got massages. Always.

7 BY MR. EDWARDS:

8 Q. Okay. I'm talking about the time period
9 when Dr. Andersson was there.

10 A. Yes, they got massages.

11 Q. Okay. So do you remember other female
12 visitors when Dr. Andersson was Mr. Epstein's
13 girlfriend?

14 A. I don't remember. I remember people being
15 there, visitors, but I cannot remember that far.

16 Q. Okay. After -- did there come a point in
17 time when Dr. Andersson was no longer Mr. Epstein's
18 girlfriend?

19 A. Right.

20 Q. Yes?

21 A. Yes.

22 Q. And did he -- did he have a new
23 girlfriend?

24 MR. PAGLIUSCA: Object to form and
25 foundation.

1 JOHN ALESSI

2 Q. All right.

3 Who was in charge of the Palm Beach house?

4 A. I was.

5 Q. All right.

6 Who was your direct supervisor?

7 A. Mr. Epstein. He would deal with me
8 directly, or if he was not available, Ms. Maxwell.

9 Q. Okay. I want you to go to Exhibit 3 and
10 page -- page 179, line 8.

11 A. Line 8, "QUESTION: And then Maxwell came
12 and she took over you as your immediate supervisor?"

13 Yes. That's correct. Yes. She became
14 the supervisor not only for this house, but for all
15 the homes.

16 Q. Okay. So your immediate supervisor was
17 Ms. Maxwell?

18 A. Ms. Maxwell. But if Mr. Epstein was at
19 the house, I would never go to Ms. Maxwell; I would
20 go to him directly, or he would come to me.

21 Q. Okay. At some point in time towards the
22 end of your tenure, did you come to resent
23 Ms. Maxwell?

24 MR. PAGLIUSCA: Object to the form and
25 foundation.

1 JOHN ALESSI

2 Q. And where did the massage therapists --
3 where did they come from?

4 A. Most, they came from Palm Beach. Palm
5 Beach County.

6 Q. And over the course of that 10-year period
7 of time while Ms. Maxwell was at the house, do you
8 have an approximation as to the number of different
9 females -- females that you were told were massage
10 therapists that came to the house?

11 MR. PAGLIUSCA: Object to form and
12 foundation.

13 THE WITNESS: I cannot give you a number,
14 but I would say probably over 100 in my stay
15 there.

16 BY MR. EDWARDS:

17 Q. And many of the times would the females
18 come only one time and not return?

19 MR. PAGLIUSCA: Object to form and
20 foundation.

21 BY MR. EDWARDS:

22 Q. Let me ask that a different way.

23 Were there times when some of these
24 females that would come to the house, and you were
25 told that they were massage therapists, would come

1 JOHN ALESSI

2 BY MR. EDWARDS:

3 Q. Okay. And who would find the massage
4 therapist to bring to the house?

5 A. They would call me in my office, and they
6 would say, Get me a massage at 10:00 with this
7 person.

8 I have a list of the massage therapists, a
9 Rolodex, or a card, and I would call them for the
10 specific time they want a massage. And I would do
11 that.

12 Q. I don't think I asked the right -- the
13 question that I was looking to ask, so let me go
14 back.

15 Did you go out looking for the girls --

16 A. No.

17 Q. -- to bring --

18 A. Never.

19 Q. -- as the massage therapists?

20 A. Never.

21 Q. Who did?

22 A. Ms. Maxwell, Mr. Epstein and their
23 friends, because their friends relayed to other
24 friends they knew a massage therapist and they would
25 send to the house. So it was referrals.

1 JOHN ALESSI

2 foundation. Hold on. That misstates what is
3 happening in this deposition, because the word
4 "recruit" was introduced by the lawyers in this
5 deposition. So I object to your
6 characterization of the testimony.

7 BY MR. EDWARDS:

8 Q. I'll read for you the question and the
9 answer.

10 The question was: "QUESTION: When did
11 that role get transferred from you to Ms. Maxwell,
12 the role of looking after girls or calling the
13 girls?

14 "ANSWER: I didn't look after -- out for
15 girls. Ms. Maxwell was the one that recruit. I
16 remember one occasion or two occasions she would say
17 to me, John, give me a list of all the spas in Palm
18 Beach County, and I will drive her from one to the
19 other to PGA in Boca; and she would go in and drop
20 credit cards -- not credit cards but business cards,
21 and she would come out. And then we'd go to -- she
22 will recruit the girls. Was never, never done by me
23 or Mr. Epstein or anyone else that I know of."

24 Is that truthful testimony?

25 A. It is truthful; however, I think

1 JOHN ALESSI

2 "recruiting," for myself, for my point of view, is
3 hiring immediately and recruit the person.

4 I think she was looking for massage
5 therapists. She was looking for the best kind. She
6 went -- and you're right, I went one time with her,
7 or twice maybe, to different spas and different
8 clubs, great clubs, I mean, in Boca, in Fort
9 Lauderdale, in -- in Palm Beach. She was looking
10 for the best massage therapists available.

11 How she find these girls, I don't know. I
12 just drove there. I just was the driver. I never
13 was involved with any of the offerings or
14 negotiations or meeting these girls. Never.

15 Q. Okay. Ms. Maxwell was the one that would
16 meet the girls?

17 A. Yeah.

18 Q. Okay. Did you ever check any of the IDs
19 for any of these girls?

20 A. I was not -- that was not in my everyday
21 things to do. It was not.

22 Q. That was just not part of your job?

23 A. That was not my job.

24 Q. Did Ms. Maxwell take photographs while she
25 was at the Palm Beach house?

1 JOHN ALESSI

2 MR. PAGLIUSCA: Object to form and
3 foundation.

4 THE WITNESS: Himself. Himself.

5 BY MR. EDWARDS:

6 Q. And you do not know the ages of the
7 various massagists, right?

8 A. No.

9 Q. Did you have occasion to clean up after
10 the massages?

11 A. Yes.

12 Q. Okay. And that is after both a massage
13 for Jeffrey Epstein, as well as clean up after a
14 massage that Ghislaine Maxwell may have received?

15 A. Yes.

16 Q. And on occasion, after -- in cleaning up
17 after a massage of Jeffrey Epstein or Ghislaine
18 Maxwell, did you have occasion to find vibrators or
19 sex toys that would be left out?

20 MR. PAGLIUSCA: Object to form and
21 foundation.

22 THE WITNESS: Yes, I did.

23 BY MR. EDWARDS:

24 Q. Can you describe the types of vibrators or
25 sex toys that you found left out after a massage

1 JOHN ALESSI

2 that Jeffrey Epstein had just received or Ghislaine
3 Maxwell had just received?

4 MR. PAGLIUSCA: Object to form and
5 foundation.

6 THE WITNESS: It was probably two to three
7 times, I would say. It was not all the time.
8 I would find things like a dildo, it's called a
9 double. I hate to say it because these ladies.
10 But I find these things, put my gloves on, took
11 it out and rinse it, and put it in
12 Ms. Maxwell's closet.

13 BY MR. EDWARDS:

14 Q. Why would you put the dildo or sex toy in
15 Ms. Maxwell's closet?

16 A. Because I knew that's where they were
17 kept.

18 Q. How did you know that the sex toys were
19 kept in Ms. Maxwell's closet?

20 A. Because I know where everything was in
21 that house. Every single room, every single thing,
22 it was a place, it was placed by me, by the cleaning
23 lady or my wife. Every -- everything that happened
24 in that house, I knew it.

25 Q. Who showed you where the dildo or sex toys

1 JOHN ALESSI

2 were kept in the house the first time?

3 MR. PAGLIUSCA: Object to form and
4 foundation.

5 THE WITNESS: Nobody. Nobody show me.

6 BY MR. EDWARDS:

7 Q. You just saw it?

8 A. I saw it.

9 Q. So you knew where to put it back?

10 A. Yeah. We had to open the closet, clean
11 the closet, put the clothes in place, put the shoes
12 in place, put everything in place. So it was a
13 matter of tidying things up.

14 Q. Did you ever find any costumes?

15 A. I saw one shiny black costume, but I
16 didn't even know --

17 Q. Where did you see it?

18 A. The same place.

19 Q. In Ms. Maxwell's closet?

20 A. Yes.

21 Q. And where was Ms. Maxwell's closet in the
22 house?

23 A. In the house? It was in the opposite side
24 of his bathroom. It was her bathroom in the master
25 bedroom. It was in the middle. So it was on the

1 JOHN ALESSI

2 BY MR. EDWARDS:

3 Q. That demonstrates that she was, I believe,
4 terminated from her employment in 2000.

5 My question to you is: Do you remember
6 what time of year or what month it would have been,
7 whether spring, summer, fall, winter; January,
8 February, December?

9 A. Of what year?

10 Q. Of 2000, that you would have gone to the
11 Mar-a-Lago?

12 A. It wasn't 2000.

13 MR. PAGLIUSCA: Object to form and
14 foundation.

15 BY MR. EDWARDS:

16 Q. Okay. Do you think it was a different
17 year that you went to Mar-a-Lago?

18 A. Yes.

19 Q. Okay. What year do you believe that you
20 went to the Mar-a-Lago to pick Virginia up?

21 A. I think it was 2000 and -- I think it was
22 the summer of 2002.

23 Q. Okay.

24 A. Summer, because I remember that day that I
25 was sweating like hell in the -- in the car, waiting

1 JOHN ALESSI

2 for Ms. Maxwell to come out of the massage.

3 Q. Okay. So what month of the summer do you
4 remember it being?

5 A. I think in June, July, maybe, 2001.

6 Q. 2000 and what?

7 A. 2001.

8 Q. June, July, 2001, that's when you believe
9 that it was?

10 A. Yes.

11 Q. Okay. And do you remember the month --

12 A. No, sorry. Sorry. Not 2001. We left in
13 December 31st. It was 2000 -- the last year that I
14 was working for Jeffrey, when I met Virginia.

15 Q. Your recollection, as you sit here
16 today --

17 A. It was 2002.

18 Q. -- is that it was June or July of 2002 --

19 A. 2002.

20 Q. -- when you met Virginia Roberts at the
21 Mar-a-Lago?

22 A. My recollection.

23 Q. Okay. And other than the fact that you
24 were sweating, what else tells you what month that
25 it was that you remember meeting her at the

1 JOHN ALESSI

2 Mar-a-Lago?

3 A. It was -- I know it was summer of 2002,
4 and she spoke to -- far away. I wasn't -- I was in
5 the driveway, and she was far away talking to
6 Virginia. She spoke to her maybe five minutes.

7 Q. Okay.

8 A. And she came to the car, and we went home.
9 In the afternoon, about 4:00 or 5:00 in the
10 afternoon, the same day, Virginia came to the house.

11 Q. Who brought her to the house?

12 A. I don't know. She came to the back door,
13 I remember. And she was dressed differently. She
14 came to the house.

15 Q. When you first arrived to the Mar-a-Lago
16 with -- are you driving the car and Ms. Maxwell is
17 in the passenger seat?

18 A. Yes.

19 Q. And could you see Virginia Roberts from
20 the car?

21 A. Yes.

22 Q. Where was she sitting or standing? How
23 far away from the car?

24 A. She was standing right in front of the
25 driveway. This is the Mar-a-Lago, the house, and

1 JOHN ALESSI

2 here is the spa, and the driveway that's here. I
3 was parked this way, and I would see her with
4 Ms. Maxwell, talking.

5 Q. Did you --

6 A. I could not hear what they were saying,
7 but I did see it.

8 Q. Did you park the car or did you stop right
9 there and --

10 A. I parked the car because we are not
11 allowed to go into Mar-a-Lago.

12 Q. Okay. Let me finish my question.

13 Did you park the car in a parking space in
14 the parking lot or did you just stop on the side of
15 the road and Ms. Maxwell got out?

16 A. Mar-a-Lago has a -- has a long wide
17 driveway, and on the right of the driveway is -- is
18 the parking spots like this or something. And I
19 parked in one of those spaces. And waiting for her,
20 I think it was over an hour that I wait for her.

21 Q. Okay. So did you watch her first talk
22 to --

23 A. No. At the end. Right at the end,
24 before -- when she was leaving.

25 Q. So Ms. Maxwell gets out of the car. And

1 JOHN ALESSI

2 when you're pulling up to the Mar-a-Lago, could you
3 see Virginia Roberts then?

4 A. No. No.

5 Q. So after you wait an hour, Ms. Maxwell is
6 coming out?

7 A. And then she saw Virginia and she
8 stopped -- she went to her, she talked to her, she
9 came back to the car.

10 Q. And prior to that day, you had never seen
11 Virginia at the house?

12 A. Never. Never.

13 Q. Okay. Did Ms. Maxwell tell you that
14 Virginia's father worked at the Mar-a-Lago?

15 A. I don't think so. I think it was -- I
16 think we find out later, after the -- she says, My
17 father works -- I think it was from Virginia, that
18 she says her father works at Mar-a-Lago.

19 It is information from her. I don't think
20 it was Ms. Maxwell that told me anything. She don't
21 have to -- she don't have to talk to me. I mean,
22 Ms. Maxwell will not go and talk to me about this --
23 these people's family. I don't know. She never
24 did.

25 Q. Okay. I only have to go by what I have.

1 JOHN ALESSI

2 I don't remember that day, how she got
3 home. I don't know. I can't remember.

4 Q. After that day, do you recall that she
5 started coming to the house more frequently?

6 A. Yes, she did.

7 Q. In fact, did she start coming to the house
8 approximately three times a week?

9 A. Yes, probably.

10 Q. And at times, would you go pick her up?

11 A. Yes. This happened maybe twice, three
12 times.

13 Q. And at times, would you take her home?

14 A. Yes.

15 Q. And did there come a point in time where
16 Virginia starting bringing other girls with her?

17 MR. PAGLIUSCA: Object to form and
18 foundation.

19 THE WITNESS: That was maybe two weeks
20 before we left. I saw her bringing some
21 friends with her to the house. And I cannot
22 remember how many times, but I was at the end
23 of our stay.

24 BY MR. EDWARDS:

25 Q. At the end of her [sic] stay, you saw when

1 JOHN ALESSI

2 she would come over to the house, she would bring
3 certain friends who were girls --

4 MR. PAGLIUSCA: Object to form and
5 foundation.

6 BY MR. EDWARDS:

7 Q. -- to the house, right?

8 A. Yes, females, yes.

9 Q. Do you know how long Virginia had been
10 coming over to the house before she started
11 traveling on an airplane with Ghislaine and Jeffrey?

12 MR. PAGLIUSCA: Object to foundation.

13 THE WITNESS: Not too long. I don't think
14 it was too long after that.

15 BY MR. EDWARDS:

16 Q. Would you drive her to the airport with
17 them?

18 A. Occasionally, I think so, yes. I would
19 drive everybody to the airport. My wife would drive
20 the chefs, the service people, the luggage to Jet
21 Aviation.

22 Q. Is that where Mr. Epstein kept his plane,
23 Jet Aviation?

24 A. Yes.

25 Q. At some point did Ghislaine Maxwell become

1 JOHN ALESSI

2 MR. PAGLIUSCA: Seven.

3 MR. EDWARDS: Seven?

4 (The referred-to document was marked by
5 the court reporter for Identification as
6 Deposition Exhibit 7.)

7 MR. EDWARDS: I apologize, Jeff. I just
8 can't find a copy right now.

9 MR. PAGLIUSCA: I have it.

10 MR. EDWARDS: Okay.

11 BY MR. EDWARDS:

12 Q. So this is a composite exhibit. It is
13 four pages. The first one that you're looking at
14 should be -- do you have SAO 01456?

15 MR. PAGLIUSCA: Yes.

16 MR. EDWARDS: Okay.

17 BY MR. EDWARDS:

18 Q. Does the format of this look familiar to
19 you?

20 A. Yes. It looks like the books that we used
21 to have that has -- the message books.

22 Q. How would that work? How would that
23 process work?

24 A. Somebody called, you write it down, and
25 you take the -- you leave the copy in the -- in the

1 JOHN ALESSI

2 many things?

3 A. Yes, she did.

4 Q. Interesting buildings?

5 A. No. She -- she liked -- she had a dog,
6 and she took a lot of photographs of her dog. And
7 us. And she took photographs of the cars and the
8 house. Everything inside. She had an album full of
9 photographs of people, young girls, girls. And I
10 remember that she had. Like a hobby.

11 Q. Right.

12 You never saw any pictures that were very
13 upsetting to you, though, correct?

14 A. No. No.

15 Q. Okay. And the pictures that you saw were
16 sort of -- would you describe them as being artistic
17 kind of pictures?

18 MR. EDWARDS: Objection, counsel
19 testifying.

20 THE WITNESS: I think so. I don't think
21 they were pornographic. I don't think it was
22 any vaginal or things, you know, female parts
23 showing. It was some girls were topless,
24 taking the sun. It was a beautiful house, it
25 was a beautiful setting, so she took a lot of

EXHIBIT 2

(Filed Under Seal)

1 UNITED STATES DISTRICT COURT
2 for the
3 SOUTHERN DISTRICT OF NEW YORK
4 Civil Action No. 15-cv-07433-RWS

4 VIRGINIA GIUFFRE,
5 Plaintiff,

6 vs.

7 GHISLAINE MAXWELL
8 Defendant.

9 -----

10 VIDEO-DEPOSITION
11 OF: JAMES MICHAEL AUSTRICH
12 TAKEN BY: Defendant
13 REPORTED BY: Karla Layfield, RMR
14 Stenographic Court Reporter
Notary Public
State of Florida at Large
15 DATE AND TIME: June 23, 2016; 9:03 a.m.
16 PLACE: Owen & Associates Court Reporters
17 108 N. Magnolia Avenue, Suite 501
Ocala, Florida
18 APPEARANCES: Laura A. Menninger, Esquire
19 HADDON, MORGAN & FOREMAN, PC
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20 Denver, Colorado 80203
Attorney for Defendant
21 Brad Edwards, Esquire
22 Farmer, Jaffe, Weissing, Edwards,
FISTOS & LEHRMAN, PL
23 425 Andrews Avenue, Suite 2
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Attorney for Plaintiff
24 Also Present: Kenneth Sarsony, Videographer
25 Virginia Giuffre

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P.O. Box 157, Ocala, Florida
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1 A Yes.

2 Q Was it is a franchise, if you know?

3 A I know when I first started there, they were
4 corporate, but then they were a franchise. They were
5 bought out. But I'm not sure if when I got there they
6 were a franchise or not.

7 Q Got it.

8 Do you know if Ms. Roberts had any previous
9 employment before she worked at Taco Bell?

10 A I think by the apartment, she worked for KFC for
11 a little while.

12 MS. MENNINGER: Are you looking at Ms.
13 Roberts?

14 THE WITNESS: I'm thinking. I can't
15 remember. I remember something with KFC. They
16 had one really close to us. I think she worked
17 there for a tiny, tiny bit. I'm not sure.

18 MS. MENNINGER: Okay.

19 BY MS. MENNINGER:

20 Q Before the Taco Bell?

21 A Or she could've applied there. It's just in my
22 head. She might have just applied there, and didn't get
23 it, and that's why I brought her to Taco Bell.

24 Q Okay.

25 A Because we were both the night managers.

1 A No.

2 Q Do you know about what years this was?

3 A Not really.

4 Q Do you know about how old you were?

5 A When, what?

6 Q I'm just focused on the period of time in which
7 you were living at her parent's house in the trailer.

8 A I was probably 18 when we moved in there.

9 Q And you said you were only there for a couple of
10 months?

11 A Not that I remember. Like, it might have been a
12 little longer. I'm not sure.

13 Q Were you engaged to Ms. Roberts?

14 A Yes.

15 Q When did you become engaged to her?

16 A When we were living in Oakland Park.

17 Q Tell me about the engagement. How did it come
18 about?

19 A Well, we fell in love, and -- I believe it was
20 Valentine's Day when I proposed.

21 Q Did you have a ring?

22 A Yes.

23 Q Did she accept?

24 A Yes.

25 Q How long were you engaged?

1 A Yes -- well, for a while. I mean, I know at the
2 end, I wasn't working anywhere.

3 Q Why weren't you working?

4 A I don't remember the exact reason.

5 Q Had you quit?

6 A I believe so. I know the pet store let me go
7 for walking on to the other side talking to somebody. But
8 I don't remember why I left Dunkin' Donuts.

9 Q Do you believe that you were fired from Dunkin'
10 Donuts?

11 A No. That pet store was the only time anybody
12 ever fired me.

13 Q That will stick in your brain.

14 A Yeah.

15 Q At the time that you left the pet store, was
16 Ms. Roberts still working there?

17 A Yes.

18 Q And how long do you recall her working there?

19 A Not long.

20 Q I hate to do this to you, but what does "not
21 long" mean to you, weeks, months, days?

22 A Over a month. That's really all I can say.
23 Maybe over a month before she went to work at the
24 Mar-a-Lago or Donald Trump's country club.

25 Q Did she leave the pet store to go work at

1 BY MS. MENNINGER:

2 Q Did you know her friend by the name of Tony
3 Figueroa?

4 A Somewhat.

5 Q Tell me what you remember about Tony Figueroa.

6 A Other than him being an idiot, not much.

7 Q Did you have any interactions with Mr. Figueroa?

8 A Very little.

9 Q When do you recall seeing him, like, in what
10 city, I mean?

11 A Up in West Palm Beach.

12 Q Did he come over to your apartment?

13 A I believe so.

14 Q Did you believe them to be having a
15 relationship?

16 A At the very end when I left, yes.

17 Q Was that one of the reasons for your leaving?

18 A One of them.

19 Q What were the others?

20 A Well, after I found out about that, that's when
21 I heard about all the other stuff that was happening.

22 Q What did you hear about all the other stuff?

23 A Well, I mean, after she went to work for
24 Mar-a-Lago then she was, I guess, recruited to go work for
25 Jeff something. I don't remember his last name.

1 Q Is that what she told you "she was recruited"?

2 A Yeah. Well, she didn't use those words. But I
3 don't know why else anybody would take -- like, they hired
4 her over there as a massage therapist, but she didn't have
5 any experience.

6 Q At Mar-a-Lago --

7 A At Mar-a-Lago, yes. Then all of a sudden one
8 day, she was working for Jeff, whatever his name was.

9 Q Let me just take a step back. You found out
10 towards the end of your relationship with Ms. Roberts that
11 she was then having a relationship with Mr. Figueroa. Is
12 that right?

13 A I don't know if it was a relationship. But,
14 yes.

15 Q Enough to cause you to think you didn't want to
16 be engaged anymore?

17 A Yes.

18 Q Did you and Ms. Roberts have a fight at that
19 time?

20 A Yes.

21 Q What do you remember about the fight? What do
22 you recall?

23 A I don't recall. I remember us having a fight
24 and then leaving not too long afterwards.

25 Q You referred to finding out all this other stuff

1 Q When you got the apartment in Oakland Park, you
2 got it with Virginia?

3 A Well, yeah. She was living with us -- and
4 Mario.

5 MS. MENNINGER: All right. I think that's
6 all I have.

7 MR. EDWARDS: Okay.

8 THE VIDEOGRAPHER: We're going off the
9 record. This concludes disc one, volume one of
10 the video-deposition of James Michael Austrich.
11 We're going off the record. The time is
12 approximately 11:20 a.m.

13 (Break taken.)

14 THE VIDEOGRAPHER: We're back on the record
15 with disc two, volume one, of the video-
16 deposition of James Michael Austrich. And the
17 time is approximately 11:23 a.m. Thank you.

18 CROSS-EXAMINATION

19 BY MR. EDWARDS:

20 Q Mr. Austrich, as you know, my name is Brad
21 Edwards, and I represent Virginia.

22 A Yes.

23 Q I'm going to ask you some follow-up questions to
24 the questions that you were asked previously.

25 All right?

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1 how long we lived there.

2 Q Okay. At some point in time, though, while
3 you're living on her parent's property, it becomes 1999?

4 A Yeah, I believe.

5 Q Okay. And so when you started living at her
6 parent's property, you're 18, she's 15, but at some point
7 in time you turn 19 and she turned 16?

8 A Yes.

9 Q Okay. And at some other point in time, she
10 leaves the job at the pet store?

11 A Pet store, yeah.

12 Q And goes to work at the Mar-a-Lago?

13 A Yes. At Donald Trump's country club, yeah.

14 Q Okay. Donald Trump's country club is called the
15 Mar-a-Lago?

16 MS. MENNINGER: Objection.

17 THE WITNESS: Yeah, that's what I always
18 remember it as. Yes.

19 BY MR. EDWARDS:

20 Q Is that right?

21 MS. MENNINGER: Objection, leading. I do get
22 a chance to object. Leading.

23 BY MR. EDWARDS:

24 Q When you used the term "Mar-a-Lago" and used the
25 term "Donald Trump's country club," are we talking about

1 A But if she had to get clean for her job, she
2 would have gotten clean for the job.

3 Q Okay. Do you remember her being hired as a
4 bathroom attendant there, a locker room attendant?

5 A Now that you're saying that, some kind of
6 attendant sounds familiar. But I don't really remember.
7 All I remember is for the massage. As a -- I don't
8 remember exactly what she got hired for at Donald Trump's
9 place. But I just remember the masseuse thing.

10 But as you're saying "the attendant," the
11 attendant sounds familiar because I doubt her father would
12 hire her as a massage therapist without knowing anything.

13 Q So you had known her for some period of time
14 before she gets this job at the Mar-a-Lago, right?

15 A Right.

16 Q Did she have any massage therapy training
17 whatsoever?

18 A No.

19 Q Ever given a massage to anyone?

20 A Not that I remember.

21 Q Ever given a massage to you?

22 A Not until she was already doing the massage
23 stuff. But, no, I don't remember any kind of massage
24 training or even like an inkling for it.

25 Q Okay. Then when she goes to work for

1 Mar-a-Lago, you don't remember, I think is the words you
2 used, whether she worked there for weeks or months?

3 A Yes.

4 Q You don't remember?

5 A No, not at all.

6 Q And at the time when she gets the job at the
7 Mar-a-Lago, do you remember where you were working, if
8 anywhere?

9 A No. I mean, I think at that time, I was working
10 at one of the places. But I don't really remember where.

11 Q And then, and I believe that you used this word,
12 correct me if I'm wrong, she's recruited to work for Jeff?

13 A Yes.

14 Q And do you remember her telling you that it was
15 an assistant or somebody associated with Jeff that
16 recruited her to work with Jeff?

17 MS. MENNINGER: Objection, leading.

18 THE WITNESS: I don't remember.

19 MS. MENNINGER: Misstates the testimony.

20 THE WITNESS: Sorry. I don't remember. All
21 I remember was that somebody got her from there to
22 Jeff.

23 MR. EDWARDS: Got it.

24 BY MR. EDWARDS:

25

1 Q Then there's months; November, December.

2 A So this is the year 2000, and these are the
3 months?

4 MS. MENNINGER: Objection to this entire line
5 of questioning. The witness has no foundation for
6 talking about this particular document.

7 BY MR. EDWARDS:

8 Q Okay. So do you know how long that -- as you
9 sit here today, do you remember how long Virginia had been
10 going over to Jeff's house before she started traveling on
11 an airplane with him?

12 MS. MENNINGER: Objection, foundation.

13 THE WITNESS: No.

14 BY MR. EDWARDS:

15 Q It could be months, it could be a year?

16 MS. MENNINGER: Objection, foundation.

17 THE WITNESS: I don't think it -- I don't
18 think she was there for very long without doing
19 traveling.

20 BY MR. EDWARDS:

21 Q But in your mind, you can't tell me how long
22 "very long" is?

23 A No, I mean, I don't.

24 Q Okay. And is there anything that would tell you
25 the year or the month in which you remember Virginia first

1 going over to Jeff's house?

2 A Not really.

3 Q There's nothing I could really show you in this
4 world that would remind you right now?

5 A No.

6 Q Okay. Before going over to work with Jeff, did
7 Virginia have any massage experience?

8 A No.

9 Q When -- I think you said with respect to
10 "bringing other girls, that sounds familiar," what other
11 girls do you remember her bringing? Do you remember their
12 names?

13 A I don't remember names.

14 MS. MENNINGER: Objection, foundation.

15 BY MR. EDWARDS:

16 Q Did you ever drive any of the other girls over
17 to Jeff's house?

18 A I don't think so.

19 Q Okay. How many times did you to to Jeff's
20 house?

21 A A few times. Like, I think I went -- I think I
22 dropped her off and somebody always brought her back. I
23 don't really remember picking her up too much.

24 Q Okay. And in the beginning, she was telling you
25 that she was performing massages?

1 A Yeah, something like that.

2 Q Do you know what time of year?

3 A No.

4 Q Do you know whether the spa at Mar-a-Lago closes
5 during the summers?

6 MR. EDWARDS: Form.

7 THE WITNESS: No, I have no idea.

8 BY MS. MENNINGER:

9 Q You don't know how she got the job with Jeff?

10 A No. I know somebody -- somebody -- like,
11 that's why I said "recruited" -- that's the only word I
12 can think of -- that worked for Jeff.

13 Q Why do you use the word "recruited"?

14 A Because that's the only word -- I don't know,
15 football or everything. That's the only word I can think
16 of, you recruit somebody.

17 Q Hired her?

18 A Yeah, I guess. It was -- it was just a very
19 fast thing.

20 Q You don't know who that person was?

21 A No.

22 Q You don't know what she said to that person?

23 A No.

24 Q You don't know what that person said to her?

25 A Nope.

1 Q Do you remember her coming home and saying "I
2 got a job with Jeff"?

3 A I remember she said she got a job with Jeff.

4 Q Did she tell about that job?

5 A I think it was -- I think at the time it was for
6 massage therapy, like, she was going to be a masseuse.

7 Q And she was excited about it?

8 A Yeah.

9 Q She wasn't sad about it?

10 A Not that I remember. But I really don't
11 remember much from back then.

12 Q She wasn't crying when she came home and said "I
13 just got a job with Jeff," right?

14 A No.

15 Q You're guessing that you -- she got the job with
16 Jeff before you moved into the Bent Oak apartment, but you
17 don't know. Correct?

18 MR. EDWARDS: Form

19 THE WITNESS: Yes. But I would think we
20 would have had to have had the money by then. So
21 that was the only time she was making real good
22 money.

23 BY MS. MENNINGER:

24 Q And do you know how much that apartment cost?

25 A I know it was expensive.

Owen & Associates Court Reporters
P.O. Box 157, Ocala, Florida
352.624.2258 * owenassoc@aol.com

1 C E R T I F I C A T E

2 STATE OF FLORIDA

3 COUNTY OF MARION

4 I, Karla Layfield, RMR, Stenographic Court
5 Reporter, do hereby certify that I was authorized to and
6 did stenographically report the foregoing deposition of
7 James Michael Austrich; that said witness was duly sworn
8 to testify truthfully; and that the foregoing pages,
9 numbered 1 through 145, inclusive, constitute a true and
10 correct record of the testimony given by said witness to
11 the best of my ability.

12 I FURTHER CERTIFY that I am not a relative or
13 employee or attorney or counsel of any of the parties
14 hereto, nor a relative or employee of such attorney or
15 counsel, nor am I financially interested in the action.

16 WITNESS MY HAND this ___ day of June, 2016, at
17 Ocala, Marion County, Florida.

18

19

20

Karla Layfield, RMR
Stenographic Court Reporter

21

22

23

24

25

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EXHIBIT 3

(Filed Under Seal)

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF NEW YORK

CASE NO. 15-CV-07433-RWS

VIRGINIA L. GIUFFRE,
Plaintiff,
-against-
GHISLAINE MAXWELL,
Defendant.

_____ /

250 N. Australian Avenue,
Suite 1400
West Palm Beach, Florida 33401
Friday, September 9, 2016
8:35 a.m. - 2:08 p.m.

C O N F I D E N T I A L

VIDEOTAPED DEPOSITION OF JEFFREY EPSTEIN

Taken before Darline M. West,
Registered Professional Reporter, Notary Public
in and for the State of Florida At Large,
pursuant to Notice of Taking Deposition filed
by the Plaintiff in the above cause.

MAGNA LEGAL SERVICES
1200 Avenue of the Americas
New York, New York 10026

(866) 624-6221

1 J. Epstein - Confidential

2 BY MR. CASSELL:

3 Q. Isn't it true that Maxwell led Virginia up
4 to your Palm Beach mansion massage room the first
5 time you met her?

6 MR. PAGLIUCA: Object to form and
7 foundation.

8 THE WITNESS: Fifth.

9 BY MR. CASSELL:

10 Q. You saw Maxwell bringing Virginia up to
11 your room, true, sir?

12 MR. PAGLIUCA: Object to form and
13 foundation.

14 THE WITNESS: Fifth.

15 BY MR. CASSELL:

16 Q. Isn't it true that it was standard
17 operating procedure for Maxwell to bring underage
18 girls up to your room?

19 MR. PAGLIUCA: Object to form and
20 foundation.

21 THE WITNESS: Fifth.

22 BY MR. CASSELL:

23 Q. Isn't it true that it was standard
24 operating procedure for Maxwell to bring underage
25 girls up to your room for you to sexually abuse?

1 J. Epstein - Confidential

2 THE WITNESS: Fifth.

3 BY MR. CASSELL:

4 Q. In 2000, Virginia was approached by
5 Maxwell, true?

6 MR. PAGLIUCA: Object to form and
7 foundation.

8 THE WITNESS: Fifth.

9 BY MR. CASSELL:

10 Q. Maxwell was one of the main women whom you
11 used to procure underage girls for sexual activities,
12 true?

13 MR. PAGLIUCA: Object to form and
14 foundation.

15 THE WITNESS: Fifth.

16 BY MR. CASSELL:

17 Q. It was your understanding that Maxwell met
18 Virginia at the Mar-a-Lago Club in Palm Beach in
19 2000, true?

20 MR. PAGLIUCA: Object to form and
21 foundation.

22 THE WITNESS: Fifth.

23 BY MR. CASSELL:

24 Q. In 2000, you were a member of the
25 Mar-a-Lago Club, true?

1 J. Epstein - Confidential

2 MR. PAGLIUCA: Object to form.

3 THE WITNESS: Fifth.

4 BY MR. CASSELL:

5 Q. In 2000, Ms. Maxwell had access to the
6 Mar-a-Lago Club, true?

7 MR. PAGLIUCA: Object to form and
8 foundation.

9 THE WITNESS: Fifth.

10 BY MR. CASSELL:

11 Q. The reason Maxwell had access to the
12 Mar-a-Lago Club in 2000 was because of your
13 connections to the club, true?

14 MR. PAGLIUCA: Object to form and
15 foundation.

16 THE WITNESS: Fifth.

17 BY MR. CASSELL:

18 Q. Maxwell was a primary co-conspirator in
19 your sexual abuse scheme, true?

20 MR. PAGLIUCA: Object to form and
21 foundation.

22 THE WITNESS: Fifth.

23 BY MR. CASSELL:

24 Q. Maxwell was a primary co-conspirator in
25 your sex trafficking scheme, true?

1 J. Epstein - Confidential

2 MR. PAGLIUCA: Object to form and
3 foundation.

4 THE WITNESS: Fifth.

5 BY MR. CASSELL:

6 Q. Maxwell herself regularly participated in
7 your sexual exploitation of minors, true?

8 MR. PAGLIUCA: Object to form and
9 found.

10 THE WITNESS: Fifth.

11 BY MR. CASSELL:

12 Q. In 2000, Maxwell herself regularly
13 participated in your sexual exploitation of minors,
14 true?

15 MR. PAGLIUCA: Object to form and
16 foundation.

17 THE WITNESS: Fifth.

18 BY MR. CASSELL:

19 Q. Maxwell herself regularly participated in
20 your sexual exploitation of Virginia, true?

21 MR. PAGLIUCA: Object to form and
22 foundation.

23 THE WITNESS: Fifth.

24 BY MR. CASSELL:

25 Q. Did Maxwell participate in your sexual

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REPORTER'S CERTIFICATE

STATE OF FLORIDA
COUNTY OF PALM BEACH

I, DARLINE MARIE WEST, RPR, certify that I was authorized to and did stenographically report the foregoing deposition; and that the transcript is a true record thereof.

I further certify that I am not a relative, employee, attorney, or counsel of any of the parties, nor am I a relative or employee of any of the parties' attorney or counsel connected with the action, nor am I financially interested in the action.

Dated this 13th day of September 2016.

DARLINE MARIE WEST, RPR

EXHIBIT 4
(Filed Under Seal)

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

CASE: 15-cv-07433-RWS

VIRGINIA GIUFFRE,
Plaintiff,

v.

GHISLAINE MAXWELL,
Defendant.

_____ /

VIDEOTAPED DEPOSITION OF TONY FIGUEROA

Volume 1 of 2

Pages 1 - 157

Taken at the Instance of the Defendant

DATE: Friday, June 24, 2016

TIME: Commenced: 8:59 a.m.
Concluded: 1:22 p.m.

PLACE: Southern Reporting Company
B. Paul Katz Professional Center
(SunTrust Building)
One Florida Park Drive South
Suite 214
Palm Coast, Florida 32137

REPORTED BY: LEANNE W. FITZGERALD, FPR
Florida Professional Reporter
Court Reporter and Notary Public

Southern Reporting Company
www.Southernreporting.com - (386)257-3663

1 Q Right?

2 A Yeah.

3 Q And she travelled the world?

4 A Uh-huh (affirmative). Yes.

5 Q Did JJ say there was anything weird about
6 her job?

7 A No.

8 MR. EDWARDS: Object to the form.

9 BY MS. MENNINGER:

10 Q Did you know whether she had any massage
11 training?

12 A I did not. Like I said, the past three --
13 three or four years before then, I had no contact
14 with her whatsoever. So I had no clue what she was
15 certified in or had done with her life.

16 Q Okay. I would like to take about a five-
17 or ten-minute break, if that's okay with you.

18 A That's fine.

19 THE VIDEOGRAPHER: The time is 10:13. We
20 are off the record.

21 The time is 10:27. We are back on the
22 record.

23 MS. MENNINGER: All right. I would like
24 to mark as an exhibit now Defendant's
25 Exhibit 4.

1 certain times and stuff. And it would just -- you
2 know, it just did not make sense to me that it it
3 was just a masseuse, you know. Like I said, he's a
4 billionaire. You can afford another masseuse. Why
5 do you need her, you know.

6 Q Do you know whether he --

7 (Brief interruption.)

8 A Let me turn this down.

9 Q Sorry.

10 A I'm sorry.

11 (Briefly off the record.)

12 Q Do you know whether he had other masseuses
13 at the time?

14 A I -- I really don't know. All I know is
15 he would have Virginia, obviously, go out and look
16 for other girls, also, to bring back, as well.

17 Q And how do you know that?

18 A Because she had explained to me that
19 sometimes when she would go out on trips that her
20 and Ms. Maxwell and stuff would go out to, like,
21 clubs and stuff and just try and pick up girls to
22 bring back, so...

23 Q That's what Virginia told you?

24 A Yes.

25 Q All right. Did any of your information --

1 (Brief interruption.)

2 A I thought I muted it.

3 Q Did any of your information come from
4 anywhere other than Virginia?

5 A No.

6 MR. EDWARDS: Object to the form.

7 A Like I said, I did not talk -- I did not
8 really speak to any of them other than, you know,
9 hi, how's it going and stuff like that, until I had
10 actually met Jeffrey. And then he was the only one
11 I ever really spoke with. I had met Ms. Maxwell a
12 couple of times, but it was never, like, you know,
13 actual conversations, so...

14 BY MS. MENNINGER:

15 Q All right. Well, let me -- when did you
16 meet Jeffrey?

17 A I'd probably say -- probably a few months
18 after I had moved in with her.

19 Q Okay. And how did you come to meet
20 Jeffrey?

21 A Dropping her off over at his mansion.

22 Q And did you drop her off using her car?

23 A Yes.

24 Q And so she just asked you: Can you take
25 me over there?

1 A Yeah.

2 Q And did she tell you where to go?

3 A Yeah. She told where he lived and
4 everything. And then obviously I got to take the
5 car, because she was going somewhere else in the
6 world and did not need it, so...

7 Q You were dropping her off for a multi-day
8 trip?

9 A Yeah. She would normally go about two
10 weeks out of every month, so...

11 Q Two weeks straight?

12 A Yeah. It was two weeks home and two weeks
13 gone, basically.

14 Q Did you always take her to his house,
15 or...

16 A Yeah. Pretty much every time I took her
17 there, it was always to his mansion. I picked her
18 up one time -- maybe it was a couple of times --
19 from the jet stream place. But pretty much every
20 single time it was at the hou- -- at the mansion.

21 (Brief interruption.)

22 Q Okay. So you're -- is that your phone?

23 I'm --

24 A No, it is. I thought I muted it.

25 Q That's okay.

1 talking like that, so...

2 Q Okay. Where did your first conversation
3 with Jeffrey take place?

4 A I'm pretty sure it was in the kitchen or
5 the living room.

6 Q Inside the house?

7 A Yeah, it was inside the house. I've never
8 seen him anywhere else other than in the mansion or
9 getting off the jet.

10 Q So you were allowed to go inside the
11 house --

12 A Yeah.

13 Q -- with Ms. Roberts?

14 A Yeah. But I never went upstairs. I've
15 only been in the kitchen, the living room, and by
16 the pool.

17 Q How many times would you estimate that you
18 had been over to the house?

19 A I mean, at least once every two weeks to
20 drop her off, you know.

21 Q Was there a period of time between 2001
22 and when she left in 2002 where she was not working
23 for Jeffrey?

24 A Yes.

25 Q What period of time was that?

1 A It was pretty much, like, when she was
2 actually working as a server. Like, basically
3 because we were trying to not have her go back
4 there. Like, she did not want to go back there.
5 And we were trying to just work without needing his
6 money, you know.

7 Q All right. And if I can re-call up that
8 Exhibit 2, can you see from here when about she was
9 working as a server?

10 A March 4th, '02.

11 Q Do you know about how long she worked
12 there?

13 A I do not. I'm not sure.

14 Q Days? Weeks? Months? Anything?

15 A I really have no clue.

16 Q Okay. How old was Ms. Roberts in 2002, if
17 you know?

18 A I'd probably say, like, 18 or so, maybe.

19 Q If her birthday is in '83 --

20 A Oh, if it's in '83, then I'd say --
21 because I was born in '82, so a year younger than me
22 would be...

23 Q 18, 19?

24 A Yeah, somewhere around there.

25 MR. EDWARDS: Object to the form.

1 Q I guess my question is: Did she ever tell
2 you that she had started as a regular masseuse for
3 him and then transitioned to something other than a
4 masseuse?

5 A No. She never said that it transitioned.
6 But she ended up explaining to me what had happened
7 before, so...

8 Q What has -- what is that?

9 A That her and Ms. Maxwell and Jeffrey would
10 obviously be doing stuff, all three of them
11 together. Like I said, that they would all go out
12 to clubs to pick up girls and try and find them to
13 bring back for Jeffrey. And then she told me about
14 how, like I said, her and Ms. Maxwell and Jeffrey
15 were all intimate together on multiple occasions.

16 Q When did she tell you this?

17 A I'm not exactly sure on the dates.

18 Q Was it while you were still together?

19 A Yes.

20 Q Did you -- had you met Ms. Maxwell?

21 A Yeah, I had met her a couple of times.

22 Q When did you meet Ms. Maxwell?

23 A Dates, I'm unsure of. But it was pretty
24 much, like I said, at Jeffrey's house in the
25 kitchen.

1 Q Was it earlier in the time you were with
2 her, or...

3 A It was about -- I'd say about six months
4 or so. I don't know. I'm not exactly positive.

5 Q All right. So at the time you met
6 Ms. Maxwell, had Ms. Roberts already told you that
7 she had been intimate?

8 A No. She had told me about that, I
9 believe, after I had max- -- after I had already met
10 her.

11 Q Okay. And tell me everything that you
12 remember about what Ms. Roberts said about being
13 intimate with Ms. Maxwell and Mr. Epstein at the
14 same time.

15 A I remember her talking about, like,
16 strap-ons and stuff like that. But, I mean, like I
17 said, all the details are not really that clear.
18 But I remember her talking about, like, how they
19 would always be using and stuff like that.

20 Q She and Ms. Maxwell and Mr Epstein would
21 used strap-ons?

22 A Uh-huh (affirmative).

23 Q How did you feel about that?

24 A I just -- obviously not happy about it.

25 Q What did you say?

1 A I did not.

2 Q When the FBI interviewed you, did you
3 mention this to them?

4 A I mentioned -- anything they asked me, I
5 did not hold anything back.

6 Q Okay. Do you recall specifically talking
7 about sex with the Prince?

8 A I -- I don't recall talking to them about
9 that, but, I mean, it's -- it could be possible.

10 Q Other than sex with the Prince, is there
11 anyone else that Jeffrey wanted Ms. Roberts to have
12 sex with that she relayed to you?

13 A Mainly, like I said, just Ms. Maxwell and
14 all the other girls.

15 Q Ms. Maxwell wanted -- Jeffrey wanted
16 Virginia to have sex with Ms. Maxwell?

17 A And him, yeah.

18 Q And did she tell you whether she had ever
19 done that?

20 A Yeah. She said that she did.

21 Q And when did she tell you that?

22 A I'm not sure on the date.

23 Q And what did she describe having happened?

24 A I believe I already told you that. With
25 the strap-ons and dildos and everything.

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

CASE: 15-cv-07433-RWS

VIRGINIA GIUFFRE,

Plaintiff,

v.

GHISLAINE MAXWELL,

Defendant.

_____ /

VIDEOTAPED DEPOSITION OF TONY FIGUEROA

Volume 2 of 2

Pages 158 - 258

Taken at the Instance of the Defendant

DATE: Friday, June 24, 2016

TIME: Commenced: 8:59 a.m.
Concluded: 1:22 p.m.

PLACE: Southern Reporting Company
B. Paul Katz Professional Center
(SunTrust Building)
One Florida Park Drive South
Suite 214
Palm Coast, Florida 32137

REPORTED BY: LEANNE W. FITZGERALD, FPR
Florida Professional Reporter
Court Reporter and Notary Public

Southern Reporting Company
www.Southernreporting.com - (386)257-3663

1 A Yes.

2 Q All right. And that belief was based on
3 Virginia telling you that?

4 A And JJ and Michael.

5 Q Okay. So you had heard from some other
6 people, and then later --

7 A Yeah. Before she had come back to the
8 apartment, they said that she was a masseuse for
9 this guy. And then when she came back, she told me.

10 Q All right. Once you started dating her
11 again -- I'm sorry.

12 Prior to dating her. Go back to the first
13 time you were dating her. Did she have money?

14 A No.

15 Q All right. Was she able to afford her own
16 place?

17 A No.

18 Q Was she doing massages, at all?

19 A No.

20 Q All right. Fast forward to the second
21 time when you get back together with her sometime in
22 2001.

23 A Uh-huh (affirmative).

24 Q Did she appear to you to have any massage
25 training?

1 A No.

2 Q As a seventeen-year-old at that time, was
3 she able to afford things?

4 MS. MENNINGER: Objection. Form.
5 Foundation.

6 BY MR. EDWARDS:

7 Q Did she have money --

8 A She had money.

9 Q -- while working with Jeff?

10 And was the money in the form of cash?

11 A Yes.

12 Q And did she always have cash?

13 A Yes.

14 Q And how was the apartment paid for?

15 MS. MENNINGER: Objection. Form.
16 Foundation.

17 A Cash.

18 BY MR. EDWARDS:

19 Q And did you see how she was paying for the
20 apartment?

21 A I did not watch her pay the bill, but...

22 Q Okay. When you would go to dinner, who
23 would pay?

24 A Just whoever.

25 MS. MENNINGER: Objection. Form.

1 MS. MENNINGER: Objection. Form.
2 Foundation.

3 A For Jeffrey.

4 BY MR. EDWARDS:

5 Q All right. Let me fix this. Ghislaine --
6 when Ghislaine Maxwell would call you during the
7 time that you were living with Virginia, she would
8 ask you what, specifically?

9 MS. MENNINGER: Objection. Form.
10 Foundation.

11 A Just if I had found any other girls just
12 to bring to Jeffrey.

13 BY MR. EDWARDS:

14 Q Okay.

15 A Pretty much every time there was a
16 conversation with any of them, it was either asking
17 Virginia where she was at, or asking her to get
18 girls, or asking me to get girls.

19 Q All right. Let's go to that second
20 category you just identified, which is asking
21 Virginia to get girls. How many times were you in a
22 room where specifically Ghislaine Maxwell would ask
23 Virginia to bring girls?

24 A None that I can recall.

25 Q Okay. How many times -- when you say they

1 went with Virginia, and you dropped her off; and
2 some occasions you went inside?

3 A Yeah.

4 Q And some of the occasions you went inside,
5 you hung out by the pool?

6 A Yes.

7 Q Or in the kitchen with the chef?

8 A Yeah.

9 Q All right. And in the total of all the
10 times that you went inside the house, you saw
11 Ms. Maxwell -- I think you got up to six times?

12 A Yeah, about five or six times.

13 Q All right. Total?

14 A Total.

15 Q That's not five or six times where --

16 A That was period, all together.

17 Q -- you brought girls?

18 A No. All together, period.

19 Q All right. I thought you said when I was
20 asking you questions that Ms. Maxwell never asked
21 you to bring girls.

22 A I don't remember saying that.

23 Q Okay. Well, tell me. When did
24 Ms. Maxwell ask you to bring a girl?

25 A Never in person. It was, like, literally,

1 like, on the phone maybe, like, once or twice.

2 Q All right. Did Ms. Maxwell call you
3 frequently?

4 A No.

5 Q All right. How many times do you think
6 Ms. Maxwell called you, at all?

7 A I'd just say that probably a just a few, a
8 couple of times. Maybe once or twice.

9 Q One or two --

10 A The majority of the time it was pretty
11 much his assistant.

12 Q How do you know Ms. Maxwell's voice?

13 A Because she sounds British.

14 Q So someone with a British accent called
15 you once or twice and asked for --

16 A Well, she told me who she was.

17 Q Okay. And what did she say when she
18 called you and asked you to bring girls?

19 A She just said, "Hi. This is Ghislaine.
20 Jeffrey was wondering if you had anybody that could
21 come over."

22 Q Okay. When did that happen?

23 A I'm not exactly sure on the time frame.

24 Q Was it after the Roadhouse Grill or
25 before?

1 Q So the thing that Virginia was tired of --
2 just so that the record is clear -- well, I'll let
3 you answer in your words. Just be clear.

4 What was it that Virginia was trying to
5 get away from and stop with respect to working at
6 Jeffrey Epstein's house?

7 MS. MENNINGER: Objection. Form,
8 foundation -- as to Virginia's thought
9 processes.

10 A To stop being used and abused.

11 BY MS. MENNINGER:

12 Q How do you know that?

13 MS. MENNINGER: Objection. Form.
14 Foundation.

15 A Due to all the things that I have come
16 to -- that have been brought to light, and in the
17 experiences that I've had, and the conversations
18 that I have had with her. Like, it just all adds up
19 to that, so...

20 BY MS. MENNINGER:

21 Q When Virginia was wanting to get out, did
22 she ever express that it was the times of work that
23 she was trying to get away from?

24 A No.

25 Q Okay. What was she specifically

1 Q Was she getting paid as much as she was
2 getting paid to work for Jeff Epstein?

3 A Definitely not.

4 Q She no longer had cash all around?

5 A Nope.

6 Q You mentioned that there was -- you had
7 several conversations with Virginia when she was
8 discussing them wanting -- or I think the word you
9 used was force, but later we tried to clarify that,
10 but them forcing her to have sex with Prince Andrew.
11 Do you remember that?

12 A Yeah.

13 Q And that you expressed that you were
14 worried for her safety if she were to decline that?

15 A Yes.

16 Q What about your conversation with Virginia
17 on that particular occasion made you worried for
18 Virginia's safety?

19 A Just the way she was talking to me. Like,
20 she just sounded scared.

21 Q And what -- what -- try to dig back and
22 remember what exactly she was saying and how she was
23 saying it, if you could just describe that for us.

24 A She said that she went to go in -- I
25 remember at one time she was talking to me about how

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CERTIFICATE OF REPORTER

STATE OF FLORIDA)
)
COUNTY OF VOLUSIA)

I, Leanne W. Fitzgerald, Court Reporter, do hereby certify that I was authorized to and did stenographically report the deposition of TONY FIGUEROA; and that the foregoing transcript is a true record of my stenographic notes.

I further certify that I am not a relative, employee, attorney, or counsel of any of the parties, nor am I a relative or employee of any of the parties' attorneys or counsel connected with the action, nor am I financially interested in the action.

Dated this 5th day of July, 2016.

Leanne W. Fitzgerald, FPR
Florida Professional Reporter

Digital Certificate Authenticated
By Symantec

EXHIBIT 5

(Filed Under Seal)

GIUFFRE

VS.

MAXWELL

Deposition

VIRGINIA GIUFFRE

05/03/2016

Agren Blando Court Reporting & Video, Inc.

216 16th Street, Suite 600

Denver Colorado, 80202

303-296-0017

Agren Blando Court Reporting & Video, Inc.

IN THE UNITED STATES DISTRICT COURT

SOUTHERN DISTRICT OF NEW YORK

Civil Action No. 15-cv-07433-RWS

CONFIDENTIAL VIDEOTAPED DEPOSITION OF
VIRGINIA GIUFFRE

May 3, 2016

VIRGINIA L. GIUFFRE,

Plaintiff,

v.

GHISLAINE MAXWELL,

Defendant.

APPEARANCES:

FAMER, JAFFE, WEISSING, EDWARDS, FISTOS &
LEHRMAN, P.L.

By Brad Edwards, Esq.
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Appearing on behalf of the
Plaintiff

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Agren Blando Court Reporting & Video, Inc.

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10 Appearing on behalf of the
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12 Also Present:

13 Brenda Rodriguez, Paralegal
14 Nicholas F. Borgia, CLVS Videographer
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1 you don't.

2 Do you have any reason to believe that any
3 of your previous sworn statements that you have made
4 are not true?

5 A No.

6 MR. EDWARDS: I just object and ask that
7 if we're going to ask the witness questions about any
8 of her statements in whole or in part that the
9 witness be allowed to see the statement, review the
10 statement and then answer your questions.

11 Q (BY MS. MENNINGER) You may answer the
12 question.

13 A Can you reask the question? I'm sorry.

14 Q Do you have any reason to believe that any
15 of your prior sworn statements are untrue?

16 A I have no reason to believe that my prior
17 statements are untrue.

18 Q Has anyone told you to say something that
19 was not true in connection with this case?

20 A No, ma'am.

21 Q All right. I'd like to start with a
22 lawsuit that you filed under the caption Jane Doe
23 versus Jeffrey Epstein.

24 Do you recall that lawsuit?

25 A I believe so.

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1 (Exhibit 1 marked.)

2 Q (BY MS. MENNINGER) I'm going to show you
3 an exhibit that we are marking as Defendant's
4 Exhibit 1.

5 MR. EDWARDS: Can I see that for a second?

6 I'd just like to make an objection on the
7 record for the misidentification of this document.

8 While there was a lawsuit filed under the
9 style of Jane Doe versus Jeffrey Epstein, Jane Doe
10 was not Virginia Giuffre. And the lawsuit that's now
11 being handed to this witness is Jane Doe 102 versus
12 Jeffrey Epstein.

13 Is that the document we're talking about?

14 MS. MENNINGER: Counsel, if you have an
15 objection, you should state the basis for your
16 objection in a non-leading, non-suggestive manner.

17 If you have any other record to make, you
18 can do so in a pleading filed with the Court.

19 MR. EDWARDS: Sure. My objection is
20 you've misrepresented what you've handed the witness.
21 I want to make sure that the witness is holding what
22 you actually want her to be holding as opposed to the
23 lawsuit you said that you were going to hand her.

24 That's it.

25 MS. MENNINGER: Counsel, I will ask the

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1 January 19th, 2015?

2 A At the very top of the page it says
3 January 21st, 2015.

4 Q The date it was filed. Is there a date
5 just above the signature block?

6 A Oh, yes, sorry. Yes, there is.

7 Q And what date -- what date was that?

8 A The 19th day of January, 2015.

9 Q Okay. And this document is something that
10 you believe contains the truth, correct?

11 A To the best of my knowledge at the time,
12 yes.

13 Q All right. Did something change between
14 the time then and today that makes you believe that
15 it's not all accurate?

16 A Well, as you can see, in line 4 on page 1,
17 I wasn't aware of my dates. I was just doing the
18 best to guesstimate when I actually met them.

19 Since then I've been able to find out that
20 through my Mar-a-Lago records that it was actually
21 the summer of 2000, not the summer of 1999.

22 Q Oh, I'm sorry. Are you back on page 1?

23 A On the first page.

24 Q Okay.

25 A Yes.

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1 MR. EDWARDS: Objection. Asked and
2 answered.

3 Q (BY MS. MENNINGER) You may answer.

4 MR. EDWARDS: Answer again.

5 A Again, I wouldn't say it's untrue. Untrue
6 would mean that I would have lied. And I didn't lie.
7 This was my best knowledge at the time. And I did my
8 very best to try to pinpoint time periods going back
9 such a long time ago.

10 It wasn't until I found the facts that I
11 worked at Mar-a-Lago in 2000 that I was able to
12 figure that out.

13 Q (BY MS. MENNINGER) And approximately when
14 did you learn those facts about the dates you worked
15 at Mar-a-Lago?

16 A I would say it was mid-2015.

17 Q Mid-2015 is the first time you became
18 aware of the dates --

19 A I don't know the exact --

20 Q If you could just let me finish.

21 A I'm sorry.

22 Q That's all right. Approximately mid-2015
23 when you learned the true dates that you had worked
24 at Mar-a-Lago?

25 A That's correct. Sorry.

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1 MR. EDWARDS: Object to the form.

2 A Uhm, I don't know, to be honest.

3 Q (BY MS. MENNINGER) And in what order did
4 Taco Bell, Publix and Mar-a-Lago go, and the aviary,
5 sorry?

6 A Oh, I would have to guess. Do you want me
7 to guess?

8 Q Sure.

9 A Um, I would say Publix. And then, I think
10 that's when I helped my boyfriend out at Taco Bell
11 and then I think the aviary.

12 Q And where was the Taco Bell?

13 A I was living in Fort Lauder -- I think it
14 was Fort Lauderdale. Don't quote me on that, but
15 somewhere in Florida, Broward County, something like
16 that.

17 Q And who were you living with at that time?

18 A Michael. His name is James, but Michael.

19 Q So you were living with Michael when you
20 worked at the Taco Bell, right?

21 A Yes, I was living with him.

22 Q And you worked with Michael when you
23 worked at the Publix, correct?

24 A No.

25 Q Okay. So Publix came after Taco Bell or

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1 Q Whatever address you were living at, at
2 the time you started at Mar-a-Lago.

3 A [REDACTED] Loxahatchee, Florida
4 33470.

5 Q How is it that you came to work at
6 Mar-a-Lago?

7 A My dad is a maintenance manager or
8 supervisor, I don't know what you call it. But he
9 worked in the maintenance department, mostly on
10 tennis courts, working on the air conditioning,
11 helping set up for functions. And he got me a summer
12 job there.

13 Q Okay. And you said you were on a break?

14 A Yes.

15 Q What were you on a break from?

16 A I think like -- this is going back so long
17 now, but I was attempting to get my GED. And it,
18 summer came, so school stops during the summertime
19 here in America, and I got a summer job.

20 Q All right. And where were you in school?

21 A I don't actually know the name of the
22 place. It's -- yeah, I know.

23 Q A GED place?

24 A Yeah, it was, like, I was previously in
25 Royal Palm Beach High School, but, I mean, because of

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1 Q Okay. If I can direct your attention back
2 to Defendant's Exhibit 12 at page 15. And under the
3 heading Response to Interrogatory Number 9, do you
4 see that where it says --

5 A Yes.

6 Q -- Ms. Joffrey (pronouncing) -- Giuffre,
7 excuse me, responds as follows?

8 A Yes.

9 Q Okay. It says you worked as a locker room
10 attendant for the spa area, correct?

11 A Yes.

12 Q And it says records produced in this case
13 identify the date of employment as 2000, correct?

14 A Yes.

15 Q What records that were produced in this
16 case cause you to believe that the employment began
17 in 2000?

18 A Uhm, is this going back to another
19 question that I'm not allowed to answer?

20 Q No.

21 A I have seen the documents, and I know that
22 my employment now was in 2000.

23 Q What documents did you see that caused you
24 to make that answer?

25 A The Mar-a-Lago employment documents.

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1 masseuses had their own uniforms.

2 Q What did the masseuses' uniform look like?

3 A I don't remember.

4 Q No recollection at all?

5 A None whatsoever.

6 Q Color?

7 A No, sorry. I remember mine.

8 Q Okay. How did it come to pass that you
9 were no longer working at Mar-a-Lago in two to three
10 weeks?

11 A I was approached by Ghislaine Maxwell.

12 Q Okay. And how long had you been working
13 at Mar-a-Lago when you were approached by Ghislaine
14 Maxwell?

15 A Roughly two to three weeks.

16 Q Okay. Where in the spa were you when you
17 were approached by Ghislaine Maxwell?

18 A Just outside the locker room, sitting
19 where the other girl that works there usually sits.
20 She was away from the desk. I was reading a book on
21 massage therapy.

22 Q Was that indoors or outdoors?

23 A Outdoors.

24 Q Okay. And what -- were you in the sun or
25 in the shade?

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1 wanted to aim for something higher than being a
2 locker room attendant one day. And. Yeah.

3 Q What was the name of the massage therapist
4 that you were speaking with?

5 A Oh, I have no idea.

6 Q Can you give me any physical description
7 of any of them?

8 A Um, there was one who had blonde short
9 hair. There was -- I would say there's probably
10 about four massage therapists that work in there.
11 So, I mean, I don't remember all of them.

12 Q Okay. What time of day was it?

13 MR. EDWARDS: Object to the form.

14 A Afternoon.

15 Q (BY MS. MENNINGER) How late?

16 A Anywhere between 2 to 4.

17 Q And what time did you get off of work?

18 A I believe I got off at 5.

19 Q And what was the rest of your conversation
20 with Ms. Maxwell?

21 I'm sorry, I don't think you finished.

22 A Thank you. Well, she noticed I was
23 reading the massage book. And I started to have
24 chitchat with her just about, you know, the body and
25 the anatomy and how I was interested in it. And she

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1 told me that she knew somebody who was looking for a
2 traveling masseuse.

3 And I said, Well, I don't have any
4 accreditations. This is the first book I've ever
5 read. She goes, That's okay. I know somebody. We
6 can train you. We can get you educated. You know,
7 we can help you along the way if you pass the
8 interview.

9 If the guy likes you, then, you know, it
10 will work out for you. You'll travel. You'll make
11 good money. You'll be educated, and you'll finally
12 get accredited one day.

13 Q Okay.

14 A She finished off by, you know, giving me
15 her number. And I told her I'd have to ask my dad.
16 And I called my dad. I ran over, actually, to see my
17 dad, talked to him. He said it would be okay. I
18 used the phone from Mar-a-Lago to call her and tell
19 her that I was allowed to come over.

20 And she said, Great. Meet me here at -- I
21 don't remember the exact address, but it was
22 El Brillo Way in Palm Beach -- after you get off.
23 And my dad drove me.

24 Q Did you write down her add -- the address
25 that she gave?

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1 A Yes.

2 Q Did you write down her phone number?

3 A Yes.

4 Q So did you go run and talk to your dad
5 while she was still there?

6 A No, I believe she left. And she told me
7 to ask my dad and then to give her a phone call.

8 Q Okay. Did she ask you your age when she
9 had that conversation with you?

10 A No, she did not.

11 Q Did you tell her your age?

12 A No, I did not.

13 Q And so somewhere you wrote down a phone
14 number to call her back at?

15 A Um-hum.

16 Q All right. And where did you write that
17 down?

18 A Probably just a piece of paper lying
19 around the desk.

20 Q Okay. But you don't remember?

21 A I mean, no, I don't have that piece of
22 paper anymore, so no.

23 Q Okay. And did you write down an address?

24 A Yes.

25 Q And what number do you think you called?

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1 Q When did you get your first car?

2 A After my trip to London to meet Prince
3 Andrew.

4 Q Okay. What kind of car did you get?

5 A A Dodge Dakota.

6 Q And did you purchase that yourself?

7 A Yes, I did.

8 Q And how much did it cost?

9 A I don't remember off the top of my head
10 how much it cost.

11 Q Who did you buy it from?

12 A My dad helped me bargain with it. I don't
13 remember where we bought it from.

14 Q And was the title put in your name or your
15 dad's name?

16 A I think the title was put in my name. I
17 think. I mean, my dad was with me. I've never
18 registered a car or anything like that before. So --

19 Q So that was your first time?

20 A Yes.

21 Q Memorable, right?

22 A Yes.

23 Q When you got there, a butler or someone
24 answered the door, is that what you said?

25 A No, Ghislaine answered the door.

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1 A Yes.

2 Q Who else was at home when you got home?

3 A My mom, my dad and my brother.

4 Q Which brother?

5 A Sky.

6 Q And anyone else who was there at the time?

7 A I believe Michael might have been living
8 with me at that time. So he might have been there.

9 Q Do you recall if he was there when you got
10 home?

11 A I don't really remember. I remember what
12 I did when I got home, that I basically made a
13 beeline for the bathroom.

14 Q Let me ask you a question. Michael was
15 living with you at that home, at your parents' home
16 at the time, is your best recollection today; is that
17 right?

18 A That's my best recollection, yes.

19 Q When you say living with you, were you
20 guys staying in the same room?

21 A Yes.

22 Q Were you engaged at that time to him?

23 A That was a really weird relationship. He
24 was a friend who looked after me, and he did propose
25 to me and I did say yes. But my heart was never in

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1 it.

2 He was somebody that helped me off the
3 streets so I felt compelled to say yes to him.

4 Q Okay. So when he proposed to you and you
5 said yes, did that take place before you started
6 working at Mar-a-Lago or after you started working at
7 Mar-a-Lago?

8 A Before.

9 Q And so if he were living with your parents
10 at that time, you were living in the same room; is
11 that correct?

12 A I believe so.

13 Q And your parents understood him to be your
14 fiance?

15 A I don't think they agreed with it, but I
16 think they understood it as that. I mean --

17 Q I mean, you communicated to them that he
18 had proposed and you had accepted?

19 A Yeah, in not such a pretty way. I mean,
20 they obviously weren't very happy about it. And it
21 wasn't my true intentions to ever marry him.

22 Q Okay.

23 A But I did it to make him feel okay. I
24 didn't want to be mean.

25 Q What did your mom say about your

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1 A I believe Juan Alessi was pretty much
2 within ear distance.

3 Q Could you see him?

4 A Yes.

5 Q Okay.

6 A Like I said, in ear distance, when I mean
7 ear distance like hearing, in the hearing vicinity.
8 And it was in the same time that she was asking him
9 to drop me off at home.

10 Q Okay. When you were driving home the
11 first night with Juan Alessi, did you have any
12 conversation with him?

13 A No. I had told him my address. It was a
14 very quiet ride.

15 Q Did you ride in the front or the back?

16 A The front.

17 Q It is your contention that, Ghislaine
18 Maxwell had sex with underage girls virtually every
19 day when I was around her, correct?

20 A Yes.

21 Q All right. With whom did Ghislaine
22 Maxwell have sex in your presence?

23 A Well, there's a lot of girls that were
24 involved. We weren't on a first name basis with each
25 other. I wouldn't be able to give you lists of names

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1 of girls. It was continuous.

2 Q It was continuous. Name one girl that
3 Ghislaine Maxwell had sex with in your presence.

4 A Emmy Taylor. I mean, that's a name that I
5 know well because Emmy was always around.

6 I'm trying to think of her name, sorry.
7 Sarah. Her name used to be Sarah Kellen. I think
8 she's changed it now that she's married.

9 [REDACTED] (phonetic) -- I can't
10 pronounce her last name properly, but it's around
11 those lines.

12 There were a lot of other girls that I
13 honestly can't remember their names. I'm sorry. I
14 wish I could help out more because I really would
15 like to provide more witnesses for this, but I can't
16 remember a lot of girls' names.

17 Q So those are the three names of females
18 that you observed Ghislaine Maxwell have sex with --

19 MR. EDWARDS: Object to the form.
20 Mischaracterizes testimony.

21 Q (BY MS. MENNINGER) -- is that what I
22 understand your answer to be?

23 MR. EDWARDS: Objection. Mischaracterizes
24 her testimony.

25 A Those are -- those are some three of the

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1 Q More than 20?

2 A I would say more than 20.

3 Q More than 50?

4 A I don't think more than 50, but --

5 Q Did --

6 A I don't have an exact number. I mean,
7 if -- I think if you look at the flight logs, you
8 know, that helps, but then they're not fully
9 complete. We only have flight logs to one plane and
10 then there's a time I was flown commercially into the
11 island.

12 Q Um-hum.

13 A So it's really hard for me to gauge a
14 number.

15 Q Okay. Do you have any photographs of
16 yourself on the island?

17 A I know I used to, but they would be left
18 in that apartment.

19 Q What other locations did you participate
20 in sexual contact with Ghislaine Maxwell, other than
21 the island?

22 A Everywhere. New York, Palm Beach.

23 Q Where in New York?

24 A The mansion, Jeffrey's mansion.

25 Q Okay. Anywhere else in New York?

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1 think I met Prince Andrew in 2001. And Glenn Dubin
2 and Stephen Kaufmann were, like I said, the first
3 people I was sent out to after my training. So I
4 don't know. I'm not going to give you an exact time
5 if I don't know it.

6 Q I asked you the relative order.

7 A And I'm trying to give you it.

8 Q And where does Alan Dershowitz fit into
9 that group of people?

10 A Same. I can't tell you piece by piece by
11 piece who -- I know Glenn Dubin was first.

12 Q Okay.

13 A And I know Stephen Kaufmann was one of the
14 first I was sent to. Alan Dershowitz could have been
15 between there. Between, sorry, between Glenn and
16 Stephen. The first time I was with Alan Dershowitz
17 was in New York, so I wasn't actually sent to him.
18 It actually happened at one of Jeffrey's residences.

19 (Ms. McCawley left the deposition.)

20 A So it's very hard for me to
21 chronologically give you each person individually.

22 Q (BY MS. MENNINGER) Okay. Name the other
23 politically connected and financially powerful people
24 that Ghislaine Maxwell told you to go have sex with?

25 A Again, I'm going to tell you "they"

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1 because that's how it went. They instructed me to go
2 to George Mitchell, Jean Luc Brunel, Bill Richardson,
3 another prince that I don't know his name. A guy
4 that owns a hotel, a really large hotel chain, I
5 can't remember which hotel it was. Marvin Minsky.

6 There was, you know, another foreign
7 president, I can't remember his name. He was
8 Spanish. There's a whole bunch of them that I
9 just -- it's hard for me to remember all of them.
10 You know, I was told to do something by these people
11 constantly, told to -- my whole life revolved around
12 just pleasing these men and keeping Ghislaine and
13 Jeffrey happy. Their whole entire lives revolved
14 around sex.

15 They call massages sex. They call
16 modeling sex. They call --

17 Q I asked you the names for people. Are you
18 going to tell me any other names or is that all of
19 them?

20 A I'm trying to think. That's the answer
21 I'm trying to give to you. It's that it's so hard to
22 just keep naming and naming and naming.

23 Q All right.

24 A A lot of times I would be introduced to
25 them. I didn't know --

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1 many times you want me to keep answering this
2 question. Both told me to do this, okay? They both
3 sent me to these people.

4 How many times do you want me to answer
5 this?

6 Q (BY MS. MENNINGER) I think you're
7 answering a different question so that's why I'm
8 going to ask you again. I am not asking you anything
9 about a time when Jeffrey and Ghislaine together told
10 you to go do something. I'm asking you to name a
11 single time during which Ghislaine Maxwell acting
12 alone directed you to go have sex with another
13 person?

14 MR. EDWARDS: Objection. Asked and
15 answered. Harassing. Argumentative.

16 A I've given you the names of the people
17 that Ghislaine instructed me to go have sexual
18 relations with. I am not discluding (sic) the fact
19 that Jeffrey also told me.

20 Ghislaine told me from her mouth to do
21 these things. Jeffrey told me from his mouth to do
22 these things with these people. Ghislaine instructed
23 me to do the things that I did with Jeffrey Epstein
24 on the very first meeting that I had with him. She
25 brought me there under the preclusion (sic) that I

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1 was going to be trained as a masseuse and that she
2 instructed me to take off my clothes and to give oral
3 sex to Jeffrey Epstein.

4 Q (BY MS. MENNINGER) Excuse me. I've asked
5 you for the names.

6 A I've just given you a name. Jeffrey
7 Epstein is a big name.

8 Q All right.

9 A She instructed me on that one.

10 Q So you're saying --

11 MR. EDWARDS: The witness is finishing her
12 answer right now. She's in the process of explaining
13 one of the people Ghislaine told her to have sex
14 with.

15 Q (BY MS. MENNINGER) So you're saying
16 Ghislaine Maxwell directed you to have sex with
17 Jeffrey Epstein?

18 A Correct.

19 Q Ghislaine Maxwell directed you to have sex
20 with Glenn Dubin?

21 A Correct.

22 Q What words did Ghislaine Maxwell tell you
23 to go have sex with Glenn Dubin?

24 A It was the same all the time, all right?
25 They want me to go provide these men with a massage.

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1 A When it happened?

2 Q When Ghislaine Maxwell used the words, Go
3 give a massage to Bill Richardson, where were you?

4 MR. EDWARDS: Object to the form.
5 Mischaracterizes her testimony.

6 A I can't tell you where we were. I know
7 where I was sent to. I don't know where we were when
8 she told me to do that.

9 Q (BY MS. MENNINGER) Where were you sent
10 to --

11 A New Mexico.

12 Q -- by Ghislaine Maxwell?

13 MR. EDWARDS: Object to the form.
14 Mischaracterizes her testimony again.

15 A Are you smiling at me because --

16 Q (BY MS. MENNINGER) No, I'm asking you to
17 answer the question.

18 A I have answered the question. I was sent
19 to New Mexico.

20 Q Okay. Where were you sent from?

21 A I already answered that. I don't know
22 where I was sent from.

23 Q Okay.

24 A I was flying everywhere with these people.

25 Q Where were you sent by Ghislaine Maxwell

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1 A No, she was not in the room. She was in
2 another cabana.

3 Q And other than telling you to go give the
4 owner of this large hotel chain a massage, do you
5 remember any other words she used to you to direct
6 you in what you should do?

7 A Not at the time, no.

8 Q Where did -- where were you and where was
9 Ms. Maxwell when she directed you to go have sex with
10 Marvin Minsky?

11 MR. EDWARDS: Object to the form.

12 A I don't know.

13 Q (BY MS. MENNINGER) Where did you go to
14 have sex with Marvin Minsky?

15 A I believe it was the U.S. Virgin Islands,
16 Jeff's -- sorry, Jeffrey Epstein's island in the U.S.
17 Virgin Islands.

18 Q And when was that?

19 A I don't know.

20 Q Do you have any time of year?

21 A No.

22 Q Do you know how old you were?

23 A No.

24 Q Other than Glenn Dubin, Stephen Kaufmann,
25 Prince Andrew, Jean Luc Brunel, Bill Richardson,

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1 another prince, the large hotel chain owner and
2 Marvin Minsky, is there anyone else that Ghislaine
3 Maxwell directed you to go have sex with?

4 A I am definitely sure there is. But can I
5 remember everybody's name? No.

6 Q Okay. Can you remember anything else
7 about them?

8 A Look, I've given you what I know right
9 now. I'm sorry. This is very hard for me and very
10 frustrating to have to go over this. I don't -- I
11 don't recall all of the people. There was a large
12 amount of people that I was sent to.

13 Q Do you have any notes of all these people
14 that you were sent to?

15 A No, I don't.

16 Q Where are your notes?

17 A I burned them.

18 Q When did you burn them?

19 A In a bonfire when I lived at Titusville
20 because I was sick of going through this shit.

21 Q Did you have lawyers who were representing
22 you at the time you built a bonfire and burned these
23 notes?

24 A I've been represented for a long time, but
25 it was not under the instruction of my lawyers to do

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1 this. My husband and I were pretty spiritual people
2 and we believed that these memories were worth
3 burning.

4 Q So you burned notes of the men with whom
5 you had sex while you were represented by counsel in
6 litigation, correct?

7 MR. EDWARDS: Object to the form.

8 A This wasn't anything that was a public
9 document. This was my own private journal, and I
10 didn't want it anymore. So we burned it.

11 Q (BY MS. MENNINGER) When did you write
12 that journal?

13 A Just over time. I started writing it
14 probably in, I don't know, I can't speculate, 2012,
15 2011.

16 Q So you did not write this journal at the
17 time it happened?

18 A No.

19 Q You started writing this journal
20 approximately a decade after you claim you finished
21 being sexually trafficked, correct?

22 A Yes.

23 Q And you started writing a journal after
24 you had a lawyer, correct?

25 A Correct.

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1 THE VIDEOGRAPHER: We're back on the
2 record at 2:55.

3 Q (BY MS. MENNINGER) Do you have any
4 photographs of yourself either nude or in a sexually
5 compromising position that you claim were taken by
6 Ghislaine Maxwell?

7 A I do not have any of those in my evidence.
8 But if you ask Ghislaine Maxwell, she would have
9 plenty.

10 Q Do you have any in your storage boxes in
11 Sydney?

12 A No.

13 Q Do you know whether your attorneys have
14 any such photographs that you claim were taken by
15 Ghislaine Maxwell?

16 A No.

17 Q You don't know or they don't have them?

18 A I don't know. And I don't think they have
19 them. If they had them, they would have told me.
20 You should ask your client. She's got plenty of
21 them.

22 Q What type of camera did Ghislaine Maxwell
23 use?

24 A It was a black camera. And it had a, I
25 don't know the types and names of them, but the lens

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1 that goes out.

2 Q Was it digital or single reflex?

3 A Again, I don't know types of cameras. I
4 mean, I use my phone for using a camera. So it's a
5 black camera and it had a lens that you could put out
6 further or bring back.

7 Q Did you ask her to take any photographs of
8 you?

9 A No. She asked to take photographs of me.

10 Q Was it a film or a digital camera?

11 A I never saw how she printed them out.

12 Q What's the first time you told anybody
13 that you had been sexually trafficked?

14 MR. EDWARDS: Form.

15 A Tony Figueroa, my ex-boyfriend, knew some
16 of the stuff that was happening, though I did not go
17 in great detail to him, being that he's my boyfriend.
18 And then the first person I really opened up to about
19 everything was my husband.

20 Q (BY MS. MENNINGER) Did you tell Tony
21 Figueroa that you were forced to have sex with
22 Jeffrey Epstein?

23 A Yes.

24 Q Did you tell Tony Figueroa you were forced
25 to have sex with Ghislaine Maxwell?

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1 any interactions with law enforcement?

2 A Yes.

3 Q When?

4 A When I tried to break away from Jeffrey
5 and Ghislaine, I started making myself unavailable.
6 And I got a job at Road House Grill. And Tony used
7 to come pick me up in the afternoons, at nighttime,
8 and he'd sit at the bar. And there's this big cup
9 that's got tips in it.

10 I was in the back room. And I had to --
11 first you have to sign out and you have to take off
12 your aprons, put your aprons away. And there's a
13 whole bunch of cleaning up stuff you have to do.

14 In that time period, Tony grabbed money
15 from a cup that had money in it. That was for the
16 bartenders for their tips. My boss called me the
17 next day. He told me that I had stolen the money,
18 which I hadn't. And I came back and I returned the
19 money after I confronted Tony about it. Gave the
20 money back to him and he said, I'm sorry, but it's
21 just law that I have to call the police. So he
22 called the police.

23 And knowing that Jeffrey has got the Palm
24 Beach Police Department in his pocket, I went to
25 Jeffrey Epstein and I told him what had happened.

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1 And Jeffrey said, Don't worry about it. Let me take
2 care of it for you.

3 Q Okay. I'm sorry. When did you have
4 interaction with law enforcement, then?

5 A What year?

6 Q Did you speak with a law enforcement
7 officer?

8 A I don't believe I spoke to them. Jeffrey
9 handled everything.

10 Q Okay. And you said that you had finished
11 your shift at -- this is at the Road House Grill,
12 correct?

13 A Correct.

14 Q You had finished your shift?

15 A Yeah, it was the end of the shift.

16 Q Okay. And you had cleaned up and were
17 checking out, correct?

18 A Yeah, it's a completely separate part of
19 the -- it's like back of the house. Do you know what
20 that means, like in waitering terms?

21 Q (Indicating.)

22 A Yeah, back of the house.

23 Q And what was -- who was this boss that you
24 spoke to?

25 A I can't remember his name.

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1 exclusivity?

2 A Yes.

3 Q What was that period?

4 A I believe it was like a three-month period
5 or something.

6 Q Okay. And what other terms of the
7 contract, do you recall?

8 A I couldn't talk to any other news
9 publication about the story.

10 Q Anything else?

11 A Not that I know of.

12 Q Were you happy when the period was up?

13 A Well, I mean, at that time I wanted to
14 write about my story. So I guess, yes, I was happy
15 when that period was up.

16 Q And you were actively writing a book at
17 that time, correct?

18 A My manuscript. I've never published it.

19 Q You were writing the manuscript at the
20 time of your period of exclusivity with Sharon
21 Churcher, correct?

22 A Those three months were just craziness. I
23 think I started after that.

24 Q You think you started writing the book
25 after the 90 days were up?

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1 A Yeah.

2 Q And then you attempted to sell that
3 manuscript, correct?

4 A I didn't attempt to sell it. I went to
5 other publications, like, what do you call them?
6 People -- I'm trying to think of the name of the
7 word. People who publish books, not like a newspaper
8 or anything. And I inquired about what they thought
9 of my manuscript and if they thought it was, you
10 know, a good story. And, yeah.

11 Q So you sent the manuscript to these people
12 for the purposes of trying to publish the book,
13 correct?

14 A Some people, yes.

15 Q And you were trying to get money from the
16 book publication, correct?

17 A Well, I wasn't going to sell it to them
18 for free.

19 Q But you were unsuccessful in finding
20 someone to publish it, correct?

21 A Well, I was always on the fence with it.
22 I wasn't too sure if I wanted to or didn't want to.
23 I was more seeking judgment based upon these people
24 who have done this plenty and plenty of times.

25 Still to this day, I mean, I've had people

Agren Blando Court Reporting & Video, Inc.

1 who have been interested in it and I still don't know
2 if I want to do it yet. I mean, I think there's a
3 lot more that can go into it, you know.

4 Q You were actively sending the manuscript
5 to people for purposes of having them reach a deal
6 with you and publish it, correct?

7 A No deal was ever talked about. What we
8 talked about was the possibility of publishing it, is
9 it publishing-worthy, would I need to get a
10 ghostwriter. You know, this is the first time I've
11 ever written a manuscript so I didn't know what I was
12 doing.

13 Q Okay. You contacted Jarred Weisfeld,
14 correct?

15 A Correct.

16 Q I'm going to mark a document as
17 Defendant's Exhibit 16. It is a composite exhibit.
18 (Exhibit 16 marked.)

19 MR. EDWARDS: Thank you.

20 Q (BY MS. MENNINGER) I'm not going to ask
21 you to read every single page of this, but if you
22 look at the first page.

23 A Um-hum.

24 Q Can you tell what this is in terms of what
25 type of document?

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1 calm the anxiety and everything down.

2 Q Before you met Jeffrey Epstein, had you
3 used any drugs?

4 A Sure, yes.

5 Q Which drugs had you used prior to meeting
6 Jeffrey Epstein?

7 A I smoked pot. I've taken Ecstasy.

8 Q Cocaine?

9 A Yeah, I would have snorted cocaine,
10 um-hum.

11 Q Did you ever abuse alcohol before meeting
12 Jeffrey Epstein?

13 A No, I was -- I wasn't even of age to be
14 able to buy it. I mean, if there was alcohol at
15 parties I would have drank it, but I wouldn't say I
16 abused it.

17 Q Okay. Were there ever occasions upon
18 which you were observed to be drunk by other people,
19 prior to meeting Jeffrey Epstein?

20 A If you're drinking, the possibility of
21 getting drunk is always there. I don't -- I can't
22 recall exact situation where that was the case,
23 but --

24 Q Were you diagnosed as a drug addict prior
25 to meeting Jeffrey Epstein?

Agren Blando Court Reporting & Video, Inc.

1 AGREN BLANDO COURT REPORTING & VIDEO, INC.
216 - 16th Street, Suite 600
2 Denver, Colorado 80202
4450 Arapahoe Avenue, Suite 100
3 Boulder, Colorado 80303

4 May 11, 2016

5 Sigrid S. McCawley, Esq.
BOIES, SCHILLER & FLEXNER LLP
6 401 East Las Olas Boulevard
Suite 1200
7 Fort Lauderdale, FL 33301-2211

8 Re: Videotaped Deposition of VIRGINIA GIUFFRE
Giuffre v. Maxwell
9 Case No. 15-cv-07433-RWS

10 The aforementioned deposition is ready for reading
and signing. Please attend to this matter by
11 following BOTH of the items indicated below:

12 Call 303-296-0017 and arrange with us to read
and sign the deposition in our office.

13 XXX Have the deponent read your copy and sign
14 the signature page and amendment sheets, if
applicable; the signature page is attached.

15 Read the enclosed copy of the deposition and
16 sign the signature page and amendment
sheets, if applicable; the signature page is
17 attached.

18 XXX WITHIN 30 DAYS OF THE DATE OF THIS LETTER

19 By due to a trial date of

20 Please be sure the original signature page and
amendment sheets, if any, are SIGNED BEFORE A NOTARY
21 PUBLIC and returned to Agren Blando for filing with
the original deposition. A copy of these changes
22 should also be forwarded to counsel of record.
Thank you.

23

AGREN BLANDO COURT REPORTING & VIDEO, INC.

24

25 cc: All Counsel

GIUFFRE

VS.

MAXWELL

Deposition

VIRGINIA GIUFFRE VOLUME II

11/14/2016

Agren Blando Court Reporting & Video, Inc.

216 16th Street, Suite 600

Denver Colorado, 80202

303-296-0017

Agren Blando Court Reporting & Video, Inc.

IN THE UNITED STATES DISTRICT COURT

SOUTHERN DISTRICT OF NEW YORK

Civil Action No. 15-cv-07433-RWS

CONFIDENTIAL VIDEO DEPOSITION OF
VIRGINIA GIUFFRE, VOLUME II

November 14, 2016

VIRGINIA L. GIUFFRE,

Plaintiff,

v.

GHISLAINE MAXWELL,

Defendant.

APPEARANCES:

BOIES, SCHILLER & FLEXNER LLP
By Sigrid S. McCawley, Esq.
401 East Las Olas Boulevard
Suite 1200
Fort Lauderdale, FL 33301
Phone: 954.356.0011
smccawley@bsfllp.com
Appearing on behalf of the Plaintiff

Agren Blando Court Reporting & Video, Inc.

1 APPEARANCES: (Continued)

2 HADDON, MORGAN AND FORMAN, P.C.
3 By Laura Menninger, Esq.
4 Jeffrey S. Pagliuca, Esq.
5 150 East 10th Avenue
6 Denver, CO 80203
7 Phone: 303.831.7364
8 lmenninger@hmflaw.com
9 jpagliuca@hmflaw.com
10 Appearing on behalf of the
11 Defendant

12 Also Present:

13 Ann Lundberg, Paralegal
14 Maryvonne Tompkins, Videographer

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Agren Blando Court Reporting & Video, Inc.

1 A Yes.

2 Q And you believe the Neiman Marcus was
3 located in which city?

4 A Well, it's around Fort Lauderdale. I
5 can't tell you exactly. Fort Lauderdale is so big,
6 like Broward County? Is that the word for it?

7 Q And what did you do at Neiman Marcus?

8 A I worked in the changing rooms.

9 Q And what did you do in the changing room?

10 A I think I just like -- if I remember
11 right, I just put clothes away that people left in
12 there. Probably went out to get sizes, different
13 sizes for women who wanted different sizes of the
14 same product.

15 Q And where did you work after Neiman
16 Marcus?

17 A Taco Bell.

18 Q Did you work at Southeast Employee
19 Management Company?

20 A I don't recognize that. I don't know if
21 that's a payroll company or what it is. I don't know
22 what Southeast -- what is it called?

23 Q Southeast Employee Management Company.

24 A No, I don't remember that.

25 Q Did you ever work as a temp?

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1 A Not that I remember.

2 Q Going to different offices and filling in?

3 A No.

4 Q Did you work for Oasis Outsourcing?

5 A I don't -- I don't know if that's a
6 payroll company or if that's an actual place, but
7 that doesn't ring a bell.

8 Q Did you -- do you know how much you got
9 paid when you were working at places like Oasis
10 Outsourcing?

11 A Well, considering I don't know if I worked
12 at Oasis Outsourcing, I wouldn't even know how much I
13 got paid.

14 Q Did you review your Social Security
15 records?

16 A Yes.

17 Q You saw Oasis Outsourcing listed there?

18 A Right, but like I said, it doesn't even
19 ding a bell at all.

20 Q Do you know how much money they said you
21 made from them?

22 MS. MCCAWLEY: Objection. If you want to
23 show her the documents, she can see what amount is
24 listed and answer your questions, but if you're not
25 going to show her the document, that's the best she

Agren Blando Court Reporting & Video, Inc.

1 can do.

2 A Yeah, if you could. I'm happy to answer
3 your questions. I want to be helpful, so...

4 Q (BY MS. MENNINGER) Great. Well, do you
5 remember how much money you made from Oasis
6 Outsourcing?

7 A Like I said, I don't even remember working
8 for Oasis Outsourcing, or what it is, so I couldn't
9 tell you.

10 Q Do you remember how much money you were
11 making per hour at Neiman Marcus?

12 A No, not off the top of my head.

13 Q Do you know how many months you worked
14 there?

15 A Not long. I'd probably say -- I mean, I
16 don't know. I'm not going to guess. But around the
17 three-month mark would be my -- I don't know the
18 exact answer.

19 Q Do you remember any of your coworkers?

20 A No.

21 Q Did you work at Mannino's?

22 A Briefly, yes.

23 Q What is Mannino's?

24 A A cute little Italian restaurant in
25 Wellington.

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1 Q And what did you do at Mannino's?

2 A I did waitressing.

3 Q And how much did you make?

4 A Oh, I don't know. I don't remember.

5 Q Did you work at TGI Fridays?

6 A Again, very shortly. Short time period,
7 and I was a waitress again.

8 Q And how much did you make there?

9 A I have no idea.

10 Q Did you get fired?

11 A No.

12 Q Why did you leave?

13 A I was -- that's around the time period
14 that I was approached by -- I can't remember his
15 name, but he owned a veterinary clinic or he was a
16 vet, one of the two, and he offered me to come work
17 for him.

18 Q When you were working at TG -- TGI
19 Fridays, were you also working at the Roadhouse
20 Grill?

21 A No.

22 Q Those were not at the same time?

23 A I don't know. I don't think so. Maybe
24 consecutively like after each other.

25 Q Do you recall working at the Roadhouse

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1 Grill?

2 A Yes.

3 Q And why did you leave there?

4 A We all know that the thing that went down
5 there. Tony picked me up and took some money out of
6 a jar, and then I went to go give it back to the guy,
7 thinking that it would be all right, and it wasn't.
8 So I got fired, I think.

9 Q Sure. Okay. I show you some -- are we on
10 9?

11 MR. PAGLIUCA: Yes, 9.

12 Q (BY MS. MENNINGER) I'd like to show you
13 Defendant's Exhibit 9.

14 (Exhibit 9 marked.)

15 THE DEPONENT: Thank you.

16 Q (BY MS. MENNINGER) Do you recognize your
17 handwriting on this document?

18 A Yes.

19 Q Did you fill out an application for
20 employment --

21 A Yes.

22 Q -- on March 26th of 2002?

23 A Yes.

24 Q And where were you living at that time?

25 A I've put down my parents' address, but I

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1 and seasonal employee, correct?

2 A Correct.

3 Q And your dad was a full-time year-round
4 employee, right?

5 A Yes.

6 Q He worked there all the time.

7 A Yes.

8 Q And your job was a seasonal employment.

9 A Well, as far as I know --

10 MS. MCCAWLEY: Objection.

11 A -- I was hired for the summer, so...

12 Q (BY MS. MENNINGER) Right. Okay. So the
13 work hours, in the next paragraph, what -- what is
14 that -- can you just read that bottom paragraph for
15 us?

16 A "The Club never shuts down from
17 November 1st to Mother's Day; for 24 hours a day, 7
18 days a week, it serves the diverse needs of our
19 members. Therefore to ensure the adequate coverage
20 at all times, departments have arranged different
21 schedules for their employees."

22 Q Okay. I'm going to show you Defendant's
23 Exhibit 20.

24 A Close this one?

25 Q Yeah.

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1 STATE OF COLORADO)

2) ss. REPORTER'S CERTIFICATE

3 COUNTY OF DENVER)

4 I, Pamela J. Hansen, do hereby certify that
5 I am a Registered Professional Reporter and Notary
6 Public within the State of Colorado; that previous to
7 the commencement of the examination, the deponent was
8 duly sworn to testify to the truth.

9 I further certify that this deposition was
10 taken in shorthand by me at the time and place herein
11 set forth, that it was thereafter reduced to
12 typewritten form, and that the foregoing constitutes
13 a true and correct transcript.

14 I further certify that I am not related to,
15 employed by, nor of counsel for any of the parties or
16 attorneys herein, nor otherwise interested in the
17 result of the within action.

18 In witness whereof, I have affixed my
19 signature this 23rd day of November, 2016.

20 My commission expires September 3, 2018.

21

22

23 Pamela J. Hansen, CRR, RPR, RMR
24 216 - 16th Street, Suite 600
25 Denver, Colorado 80202

EXHIBIT 6

(Filed Under Seal)

ROSS NEIL SUTHERLAND GOW 11/18/2016

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IN THE HIGH COURT OF JUSTICE
QUEEN'S BENCH DIVISION

Claim No. CR 2016 624

BETWEEN:

VIRGINIA L. GIUFFRE Applicant,
and
ROSS GOW, Respondent.

AND:

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

Virginia L. Giuffre,)
Plaintiff,)
v.) Case No. 15 cv 07433 RWS
Ghislaine Maxwell,)
Defendant.)

Friday, November 18, 2016

AT: 8:27 a.m.

Taken at:

Essex Chambers 29,
81 Chancery Lane,
London, UK, WC2A 1DD

Court Reporter: Lisa Barrett, Accredited Real time
Reporter

1	A. No, I have not.	08:31:58
2	Q. When you met her last night, did she assist you	08:32:01
3	in preparation for this deposition?	08:32:04
4	A. No.	08:32:07
5	Q. Did she tell you anything about this case?	08:32:10
6	A. No.	08:32:13
7	Q. Do you know Ghislaine Maxwell?	08:32:20
8	A. I do know Ms. Maxwell, yes.	08:32:24
9	Q. How did you meet her?	08:32:26
10	A. I met her in the offices of Devonshires law	08:32:27
11	firm on or around March 2011.	08:32:31
12	Q. So your first meeting was in person?	08:32:37
13	A. First meeting was in person, yes.	08:32:41
14	Q. Had you spoken to her prior to that?	08:32:42
15	A. I believe that the very first engagement was --	08:32:45
16	I was introduced to her by my chairman Brian Basham but	08:32:50
17	I believe the first words we had were in the Devonshire	08:32:54
18	law office.	08:32:58
19	Q. Did Ms. Maxwell retain the services of you or	08:33:00
20	your firm?	08:33:03
21	A. Yes, she did.	08:33:04
22	Q. And was that in March of 2011?	08:33:06
23	A. It was.	08:33:09
24	Q. Do you have a written agreement?	08:33:11
25	A. We did have a written agreement but I can no	08:33:14

1 longer locate that agreement.

08:33:16

2 Q. Was that agreement ever renewed?

08:33:19

3 A. It was renewed, I believe on or around the

08:33:21

4 beginning of January 2015, potentially the 2nd of January

08:33:26

5 via email.

08:33:32

6 Q. Was the agreement revised when it was renewed?

08:33:34

7 A. It wasn't revised. It was a straightforward

08:33:38

8 re-establishment of the original agreement.

08:33:42

9 Q. Is it your belief that that agreement was in

08:33:45

10 effect on January 2nd, 2015?

08:33:49

11 A. Yes.

08:33:53

12 Q. Do you recall the terms of that agreement?

08:33:59

13 A. Well, it was a re-establishment of an existing

08:34:03

14 agreement so if we go back to the original agreement, it

08:34:06

15 was to provide public relations services to Ms. Maxwell

08:34:08

16 in the matter of Guiffre and her activities.

08:34:13

17 MS. SCHULTZ: I'm marking as Exhibit 2, a

08:34:29

18 document labeled GM 00068.

08:34:31

19 (Exhibit 2 was marked for identification)

08:30:48

20 MR. DYER: Why don't you start making a pile of

08:34:38

21 them, Mr. Gow, because it may be that later on you'll be

08:34:40

22 asked to go back to them.

08:34:43

23 THE WITNESS: Yes, sir.

08:34:44

24 MR. DYER: You don't have copies for me of

08:34:55

25 these documents?

08:34:57

1	MS. SCHULTZ: I do not have any more copies on	08:34:58
2	that.	08:34:59
3	MR. DYER: No, no, no, it's much more important	08:35:00
4	that ... just for the purpose of following things, it's	08:35:00
5	easier.	08:35:03
6	BY MS. SCHULTZ:	08:35:12
7	Q. Is ross@acuityreputation.com your email	08:35:12
8	address?	08:35:15
9	A. It is, my business email, yes.	08:35:16
10	Q. Did you send the email depicted in this	08:35:18
11	document?	08:35:21
12	A. Yes, I did.	08:35:26
13	Q. Did you send it on January 2nd, 2015?	08:35:27
14	A. I believe I did.	08:35:31
15	Q. When you sent that email were you acting	08:35:34
16	pursuant to Ms. Maxwell's retention of your services?	08:35:36
17	A. Yes, I was.	08:35:41
18	Q. Could you please tell me everything you know	08:35:58
19	about Virginia Roberts Guiffre.	08:36:00
20	MS. MENNINGER: Objection, foundation and form.	08:36:09
21	MR. DYER: You may answer.	08:36:11
22	BY MS. SCHULTZ:	08:36:11
23	Q. You testified earlier that you were retained --	08:36:12
24	MR. DYER: Are you withdrawing that question?	08:36:15
25	BY MS. SCHULTZ:	08:36:17

1 Q. No, I'm not, I'm not. Please -- I am 08:36:17
2 withdrawing that question. 08:36:20

3 MR. DYER: Alright. 08:36:20

4 MS. SCHULTZ: I am withdrawing that question. 08:36:20

5 BY MS. SCHULTZ: 08:36:22

6 Q. You testified previously that you were retained 08:36:22
7 to handle matters relating to Virginia Roberts Guiffre; 08:36:24
8 is that correct? 08:36:29

9 A. Correct. 08:36:30

10 Q. Okay. So you are aware of who Ms. Roberts 08:36:31
11 Guiffre is? 08:36:35

12 A. I am. 08:36:36

13 Q. Okay. Please tell me everything you know about 08:36:37
14 Virginia Roberts Guiffre, please. 08:36:39

15 MS. MENNINGER: Objection, foundation, form, 08:36:42
16 and may call for privileged materials. 08:36:43

17 BY MS. SCHULTZ: 08:36:45

18 Q. You can answer -- to the extent that anything 08:36:46
19 you testify to is not protected by a privilege. 08:36:48

20 A. Ms. Roberts first came to my attention on or 08:36:58
21 around March 2011 when I was called into a meeting with 08:37:03
22 Philip Barden and Ms. Maxwell at Devonshires law office, 08:37:08
23 that she had made -- Ms. Guiffre had made extremely 08:37:14
24 unpleasant allegations about Ms. Maxwell's private life. 08:37:20

25 We were -- Acuity Reputation, my firm 08:37:26

1 was called in to protect Ms. Maxwell's reputation, and 08:37:29
2 to set the record straight. That was -- and that work 08:37:33
3 commenced on or around March of 2011. 08:37:42

4 Q. What do you mean by "set the record straight"? 08:37:46

5 A. Ms. Guiffre's allegations about Ms. Maxwell 08:37:51
6 were, we believe, and to this day continue to believe, 08:37:55
7 untrue, defamatory, and fantastical. And with 08:37:58
8 Devonshires' lawyers, we set about putting out -- 08:38:09
9 crafting a statement which would put Ms. Maxwell's point 08:38:15
10 of view across that Ms. Guiffre's allegations were untrue 08:38:19
11 and, frankly, abhorrent. 08:38:25

12 Q. What advice did you give Miss Maxwell as part 08:38:28
13 of your retention? 08:38:31

14 A. It is standard procedure in cases where it's 08:38:32
15 understood that a party may be defaming one's client that 08:38:36
16 one puts out a statement correcting those allegations and 08:38:42
17 providing a clearer picture of where the truth lies. So 08:38:46
18 it was very much our counsel that Ms. Maxwell put out a 08:38:49
19 statement, vehemently denying the allegations. 08:38:55

20 Q. When you testified that Ms. Guiffre, I'm going 08:38:59
21 to refer to her by just her married name, came to your 08:39:03
22 attention at that March 2011 meeting at Devonshires with 08:39:06
23 Mr. Barden and Ms. Maxwell, correct, and you learned 08:39:12
24 about her at that meeting; is that correct? 08:39:16

25 A. Correct. 08:39:18

1	remaining, so...	08:58:14
2	I've marked as Exhibit 3 RG(UK) 00002. Do you	08:58:15
3	recognize this email?	08:58:47
4	A. I do.	08:58:48
5	Q. Did you receive this email?	08:58:49
6	A. I did, on the -- on New Year's Day 2015.	08:58:50
7	Q. Did you contact Ms. Maxwell after receiving	08:58:57
8	this email?	08:58:58
9	A. I did.	08:58:59
10	Q. Did you make any response to Mr. Ball in any	08:59:19
11	form?	08:59:22
12	A. I did.	08:59:22
13	Q. Can you tell me what you -- what response you	08:59:25
14	made?	08:59:26
15	A. Well, the response to Mr. Ball was part of a	08:59:27
16	series of responses having spoken to my client within 24	08:59:33
17	hours or so, we got back to Mr. Ball with an agreed	08:59:41
18	statement which went out to a number of media.	08:59:44
19	Q. When you say "agreed statement" can you tell me	08:59:50
20	more about what you mean? Who agreed to the statement?	08:59:52
21	A. I need to give you some context, if I may,	08:59:58
22	about that statement.	09:00:01
23	So, this is on New Year's Day. I was	09:00:02
24	in France so the email time here of 21:46, in French	09:00:04
25	time was 22:46, and I was getting up early the next	09:00:10

1 morning to drive my family back from the south of 09:00:14
2 France to England, which is a 14-hour journey, door to 09:00:17
3 door. So on the morning of the 2nd of January, 09:00:22
4 bearing in mind that Ms. Maxwell, I think was in New 09:00:26
5 York then, she was five hours behind, so there was 09:00:28
6 quite a lot of, sort of time difference between the 09:00:30
7 various countries here, I sent her an email, I 09:00:35
8 believe, saying -- parsing this -- forwarding this 09:00:38
9 email to her saying "How do you wish to proceed?" And 09:00:41
10 then I was on the telephone -- I had two telephones in 09:00:45
11 the car, I received in excess of 30 phone calls from 09:00:50
12 various media outlets on the 2nd of January, all 09:00:54
13 asking for information about how Ms. Maxwell was 09:01:00
14 looking to respond to the latest court filings, which 09:01:04
15 were filed on the 30th of December as I understand. 09:01:10
16 And by close -- towards close of play 09:01:13
17 on the 2nd, I received an email forwarded by 09:01:16
18 Ms. Maxwell, containing a draft statement which my 09:01:33
19 understanding was the majority of which had been 09:01:36
20 drafted by Mr. Barden with a header along the lines of 09:01:39
21 "This is the agreed statement." At close of play on 09:01:44
22 the 2nd. 09:01:48
23 So I -- I was -- I had gone under the 09:01:50
24 Channel Tunnel and I was sitting on the other side and 09:01:54
25 that email, which my understanding was that it had 09:01:57

1 been signed off by the client, effectively, was then 09:02:01
2 sent out to a number of media, including Mr. Ball and 09:02:05
3 various other UK newspapers. 09:02:09

4 Q. Mr. Gow, when you say "end of play" and "close 09:02:12
5 of play," are you referring to sending the email that's 09:02:15
6 Exhibit 2? 09:02:18

7 A. Yes, I am. 09:02:24

8 MR. DYER: My understanding is that it went to 09:02:29
9 people other than those listed? 09:02:30

10 THE WITNESS: Yes, that is -- 09:02:32

11 MR. DYER: Just a sample. 09:02:34

12 THE WITNESS: That is a sample. Everyone who 09:02:35
13 effectively -- well, the detail on this, I was driving, 09:02:37
14 so my eldest son in the back had my BlackBerry and was 09:02:40
15 trying to capture -- it was a pretty chaotic day. 09:02:43

16 Most people in the UK were on holiday. In fact, 09:02:48
17 it was a holiday weekend, our office was closed, my PA was 09:02:50
18 on holiday, so my son was basically doing an internship in 09:02:54
19 the back of the car, downloading the names of the callers 09:02:58
20 from various media outlets and -- so we had a list of 09:03:02
21 those so when I got to the car park, at the end of the 09:03:05
22 Eurotunnel thing in the UK, I had numerous names, so the 09:03:09
23 email went out to a wide range of people. 09:03:14

24 But the 30 or so calls I had is an aggregate 09:03:17
25 number, so there might have been five calls from the BBC 09:03:20

1	10 more seconds.	09:19:50
2	MS. SCHULTZ: Understood, and I apologize.	09:19:52
3	MR. SPEARMAN: This is what, Exhibit 9?	09:19:54
4	MR. DYER: Yes.	09:19:56
5	MS. SCHULTZ: Yes.	09:19:56
6	(Exhibit 9 was marked for identification.)	09:19:56
7	BY MS. SCHULTZ:	09:20:01
8	Q. This also appears to be an email chain with you	09:20:02
9	and Ms. Maxwell; is that correct?	09:20:05
10	A. It does appear to be so.	09:20:07
11	Q. Did you send the top email of the chain that	09:20:08
12	says "Okay, G, going with this"?	09:20:10
13	A. I did.	09:20:13
14	Q. And did you receive from Ms. Maxwell, the	09:20:14
15	bottom email of that chain?	09:20:16
16	A. I believe so. Well, I believe -- yes, yeah, it	09:20:17
17	was forwarded from Ms. Maxwell, yes.	09:20:21
18	MR. DYER: Sorry, I don't quite understand that	09:20:29
19	answer.	09:20:31
20	THE WITNESS: I misspoke that. I did receive	09:20:33
21	it from Ms. Maxwell.	09:20:34
22	MR. DYER: Okay.	09:20:38
23	BY MS. SCHULTZ:	09:20:38
24	Q. The subject line does have "FW" which to me	09:20:39
25	indicates it's a forward. Do you know where the rest of	09:20:42

1 this email chain is?

09:20:45

2 A. My understanding of this is: It was a holiday
3 in the UK, but Mr. Barden was not necessarily accessible,
4 at some point in time, so this had been sent to him
5 originally by Ms. Maxwell, and because he was
6 unavailable, she forwarded it to me for immediate action.
7 I therefore respond, "Okay, Ghislaine, I'll go with
8 this."

09:20:49

09:20:54

09:20:59

09:21:03

09:21:07

09:21:14

09:21:19

9 It is my understanding that this is
10 the agreed statement because the subject of the second
11 one is "Urgent, this is the statement" so I take that
12 as an instruction to send it out, as a positive
13 command: "This is the statement."

09:21:20

09:21:22

09:21:24

09:21:27

09:21:30

14 Q. Okay.

09:21:33

15 A. And I say, "Thanks, Philip" because I'm aware
16 of the fact that he had a hand, a considerable hand in
17 the drafting.

09:21:33

09:21:37

09:21:40

18 Q. Okay. Could I ask you to please refer back to
19 Exhibit 2. Looking also at Exhibit 9, Exhibit 9 appears
20 to have five sentences in it. Do you agree that those
21 same five sentences are part of the communication that is
22 borne in Exhibit 2?

09:21:41

09:21:47

09:22:03

09:22:10

09:22:13

23 A. Sorry, could you say that again. I'm just
24 following what your --

09:22:18

09:22:20

25 Q. It was a bad question. Let me try that again.

09:22:21

1 Q. Okay. Have you ever communicated anything 09:54:42
2 regarding Ms. Guiffre's criminal allegations to the press 09:54:52
3 or the media? 09:54:56

4 A. As part of a wider conversation about her 09:54:58
5 unsavory allegations about Ms. Maxwell, it's possible 09:55:04
6 that I might have done, but I can't recall the detail, 09:55:08
7 I'm afraid. 09:55:11

8 Q. Do you -- do you remember discussing that with 09:55:12
9 The Guardian? 09:55:20

10 A. No, I don't. I'm not saying I didn't but I 09:55:26
11 can't recall. You have to bear in mind, if you'd be so 09:55:29
12 kind, that I've been speaking to over 30 journalists and 09:55:34
13 media outlets about this, and I can't recall every single 09:55:39
14 -- the detail of every single conversation. 09:55:41

15 Q. Earlier you testified with regard to Exhibit 2 09:55:44
16 that in the days following sending that email, you also 09:55:47
17 communicated with other press and media outlets. Do you 09:55:53
18 recall today any of the other press and media outlets you 09:55:58
19 communicated with, in addition to those listed at the top 09:56:02
20 of that email? 09:56:07

21 A. The Guardian, The Sun, from the top of my 09:56:07
22 memory, but in addition to -- in addition to emails there 09:56:14
23 would have been telephone calls and I'm -- there may not 09:56:21
24 be a transcript of those calls, these are emails inter 09:56:25
25 alia, others, and I can't recall every single email that 09:56:33

1 from John Swain? 09:58:42

2 A. I believe I did. 09:58:44

3 Q. That's all the questions I have about that 09:58:49
4 document. 09:58:51

5 A. Thank you. 09:58:52

6 Q. Regarding communications you made after sending 09:59:05
7 the email in Exhibit 2, I believe, and please correct me 09:59:08
8 if I'm wrong, you testified that you received 30 or more 09:59:14
9 calls that were -- that you would classify as press 09:59:17
10 inquiries regarding Ms. Guiffre; is that correct? 09:59:20

11 A. Yes. 09:59:23

12 Q. Do you recall emailing the statement to other 09:59:24
13 entities beyond what is on the list on Exhibit 2? 09:59:29

14 A. Yes, I think I answered that previously. Yes, 09:59:33
15 I mean there is a far -- I said inter alia, so there is a 09:59:36
16 wider range of people that I would have emailed it to in 09:59:40
17 response to incoming queries -- 09:59:43

18 Q. Do you -- 09:59:46

19 A. But I -- 09:59:46

20 Q. Sorry. 09:59:47

21 A. I can't remember every single one. 09:59:48

22 Q. Do you recall ever reading the statement to the 09:59:50
23 press or the media over the phone? 09:59:52

24 A. It's very possible that I would have done so, 09:59:56
25 yes. 09:59:57

1	MR. DYER: Do you mean Exhibit 2?	09:59:58
2	MS. SCHULTZ: Yes. Exhibit 2.	10:00:00
3	THE WITNESS: To be clear, Exhibit 2 was the	10:00:02
4	base document.	10:00:03
5	MS. SCHULTZ: Uh-hmm.	10:00:05
6	THE WITNESS: In addition to the 2011 March	10:00:05
7	statement. Those were the two working documents that	10:00:10
8	were always referred to, both of which -- well, the first	10:00:15
9	one was in a public domain and was on record on the	10:00:17
10	Devonshires -- on -- with Devonshires name at the top on	10:00:21
11	PR Newswire which is a global delivery service. So that	10:00:24
12	was easily accessible by people. And the second one was	10:00:28
13	the -- further to the 2nd of January 2015.	10:00:31
14	BY MS. SCHULTZ:	10:00:38
15	Q. To the extent you can recall or could estimate,	10:00:37
16	how many other emails do you believe you sent bearing	10:00:40
17	that statement that's in Exhibit 2?	10:00:43
18	A. I really can't remember but certainly more than	10:00:47
19	six and probably less than 30, somewhere in between.	10:00:48
20	Any time there was an incoming query	10:00:52
21	it was either dealt with on the telephone by referring	10:00:54
22	them back to the two statements of March 2011 and	10:00:57
23	January 2015 or someone would email them the	10:01:00
24	statement. So no one was left unanswered, broadly, is	10:01:06
25	the -- is where we were. But I can't remember every	10:01:09

1 single person we reached out to. 10:01:13

2 Q. Okay. So is it your testimony that you reached 10:01:19

3 out to individuals who did not first contact you? 10:01:22

4 A. No. We were in response mode. 10:01:26

5 Q. Okay. 10:01:28

6 A. There was enough to do responding to incoming 10:01:29

7 queries, I wouldn't have been making more work, to be 10:01:33

8 honest. 10:01:38

9 Q. Alright. 10:01:38

10 MR. DYER: So journalists paid no attention to 10:01:42

11 your "No further communication will be provided on the 10:01:44

12 matter." 10:01:47

13 A. No -- that's quite correct, sir, and there 10:01:48

14 probably was a -- it's regarded as tweaking their tales. 10:01:50

15 BY MS. SCHULTZ: 10:02:00

16 Q. Mr. Gow, I'm handing you what I've marked as 10:02:00

17 Exhibit 14. The Bates number is RG(UK) 000004. I'll 10:02:04

18 give you a moment to look at it. 10:02:17

19 (Exhibit 14 was marked for identification.) 10:02:19

20 BY MS. SCHULTZ: 10:02:43

21 Q. Thank you. Toward the top of the page there is 10:02:44

22 a passage that reads: 10:02:47

23 "Apologies, should read 10:02:49

24 Virginia Roberts all the way 10:02:51

25 through." [As read] 10:02:53

1 servicing ultra high net worth clients, individuals, 11:23:14
2 corporates, governments and NGOs, managing their media 11:23:20
3 relations and protecting their reputation. 11:23:25

4 Q. Approximately how long have you been providing 11:23:27
5 such services? 11:23:30

6 A. Acuity was set up in 2010. 11:23:31
7 (Exhibit 26 was marked for identification.) 11:23:42

8 BY MS. SCHULTZ:

9 Q. I'm going to hand you what I've marked as 11:23:37
10 Exhibit 26. 11:23:39

11 A. Thank you. 11:23:43

12 Q. Does this document fairly depict pages from 11:23:53
13 your -- from Acuity Reputation's website? 11:23:55

14 A. It does. 11:23:59

15 Q. Do you see where it says "We manage reputation 11:24:02
16 and forge opinion through public relations, strategic 11:24:06
17 communications and high level networking"? 11:24:10

18 A. I do. 11:24:13

19 Q. Is that a true statement? 11:24:13

20 A. Say it again. Sorry. 11:24:15

21 Q. Is that a true statement? 11:24:17

22 A. It is, yes. I wrote that statement. 11:24:18

23 MR. DYER: Sorry, you read it or you wrote it? 11:24:20

24 THE WITNESS: I wrote it, so I do recognize it. 11:24:22

25 BY MS. SCHULTZ: 11:24:28

1 Q. Is it correct that public relations and 11:24:29
2 strategic communications are things that you personally 11:24:31
3 do as part of your professional activities? 11:24:36

4 A. I personally -- I'm involved in public 11:24:40
5 relations and strategic communications, yes. 11:24:44

6 Q. Is it correct that the media is the intended 11:24:48
7 recipient of this strategic communications. 11:24:51

8 A. It's -- the -- it's a larger ground than just 11:24:55
9 the media. There may be lobbyists, government think 11:24:59
10 tanks, focus groups, government departments. 11:25:05

11 Q. Would it be fair to say that the media is often 11:25:09
12 the intended recipient of strategic communications? 11:25:12

13 A. It is a frequent recipient. 11:25:16

14 Q. Referent recipient? 11:25:18

15 A. But not the sole recipient. 11:25:21

16 Q. Okay. Do you see where your website claims 11:25:23
17 that your company has "excellent relationships with the 11:25:25
18 media"? 11:25:28

19 A. I do. 11:25:30

20 Q. Is that a true statement? 11:25:31

21 A. That is true, yeah. 11:25:33

22 MR. DYER: Except Mr. Syson. 11:25:37

23 THE WITNESS: Except Mr. Syson, sir. 11:25:38

24 MS. SCHULTZ: Of course. 11:25:40

25 THE WITNESS: And representatives of the Daily 11:25:40

1 Mirror. 11:25:41

2 BY MS. SCHULTZ: 11:25:42

3 Q. Is it correct that you advertise your 11:25:42

4 "excellent relationships with the media" because your 11:25:46

5 services often include giving communications to the media 11:25:49

6 on behalf of your clients? 11:25:52

7 A. Yes. 11:25:55

8 MS. SCHULTZ: That's all I have for right now. 11:25:59

9 MR. DYER: I just wanted to ask you one 11:26:01

10 question about Exhibit 25. This was the email from the 11:26:03

11 New York Daily News to you which you sent on to 11:26:13

12 Ms. Maxwell and Mr. Barden. 11:26:17

13 THE WITNESS: Yes. 11:26:20

14 MR. DYER: Do you recollect whether you were 11:26:29

15 asked to make any statement in response to this matter, 11:26:30

16 the issue of proceedings in September of last year? 11:26:35

17 THE WITNESS: I don't, sir. It's always been 11:26:40

18 the case that Mr. Barden and I were encouraging 11:26:45

19 Ms. Maxwell to make a statement, but she was very 11:26:50

20 reluctant to do so. 11:26:57

21 MR. DYER: Right. I think you've got him to 11:27:00

22 accept that up until some time March, April, May, he may 11:27:02

23 have spoken to Mr. Syson. And that was the last 11:27:06

24 statement that there's any evidence of him making about 11:27:10

25 this matter. But on the evidence, as I understand it, 11:27:14

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CERTIFICATE OF COURT REPORTER

I, Lisa M. Barrett, an Accredited Real-time Reporter, hereby certify that the testimony of the witness Ross Neil Sutherland Gow in the foregoing transcript, numbered pages 1 through 122, taken on this 18th day of November, 2016 was recorded by me in machine shorthand and was thereafter transcribed by me; and that the foregoing transcript is a true and accurate verbatim record of the said testimony.

I further certify that I am not a relative, employee, counsel or financially involved with any of the parties to the within cause, nor am I an employee or relative of any counsel for the parties, nor am I, in any way, interested in the outcome of the within cause.

Signed:
Name: Lisa M. Barrett, RPR, CRR, CRC, CSR
Date:

EXHIBIT 7

(Filed Under Seal)

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

CASE NO. 15-CV-07433-RWS

-----x

VIRGINIA L. GIUFFRE,

Plaintiff,

v.

GHISLAINE MAXWELL,

Defendant.

-----x

June 20, 2016

9:12 a.m.

C O N F I D E N T I A L

Deposition of [REDACTED] pursuant to notice, taken by Plaintiff, at the offices of Podhurst Orseck, 25 West Flagler Street, Suite 800, Miami, Florida, before Kelli Ann Willis, a Registered Professional Reporter, Certified Realtime Reporter and Notary Public within and for the State of Florida.

1 [REDACTED] - CONFIDENTIAL

2 BY MR. EDWARDS:

3 Q. When you got to his house, you were
4 requested to give a massage?

5 MR. PAGLIUCA: Object to foundation and
6 form.

7 THE WITNESS: I don't exactly remember. I
8 don't remember if I was asked in the kitchen.
9 I don't remember if -- I don't remember.

10 BY MR. EDWARDS:

11 Q. Massage was part of the game, though?

12 MR. PAGLIUCA: Object to form and
13 foundation.

14 THE WITNESS: I don't remember. I'm
15 sorry.

16 BY MR. EDWARDS:

17 Q. But even during this deposition today, we
18 have described at times you giving him a massage?

19 A. Yes. You're asking about my first
20 encounter, though.

21 Q. Sorry, I'm just trying to sum up the whole
22 thing.

23 A. Okay.

24 Q. Was massage part of the lure to get you
25 specifically to his house?

1 [REDACTED] - CONFIDENTIAL

2 A. Yes.

3 MR. PAGLIUCA: Object to form and
4 foundation.

5 BY MR. EDWARDS:

6 Q. And at the time, you are 15, 16 or 17
7 years old?

8 MR. PAGLIUCA: Object to form and
9 foundation.

10 THE WITNESS: Yes.

11 BY MR. EDWARDS:

12 Q. No massage experience?

13 A. No.

14 Q. You were told to bring other girls to his
15 house?

16 MR. PAGLIUCA: Object to form and
17 foundation.

18 THE WITNESS: After a while, yes.

19 BY MR. EDWARDS:

20 Q. These massages were turned sexual by
21 Jeffrey, as opposed to by anyone else?

22 A. Jeffrey took my clothes off without my
23 consent the first time I met him.

24 Q. The massages were scheduled by people
25 working for Jeffrey?

1 [REDACTED] - CONFIDENTIAL

2 A. I don't recall.

3 MR. PAGLIUCA: Object to form and
4 foundation.

5 BY MR. EDWARDS:

6 Q. Jeffrey Epstein, during these massages,
7 would use sex toys or have sex toys used?

8 MR. PAGLIUCA: Object to form and
9 foundation.

10 THE WITNESS: Well, at that point, it's no
11 longer a massage. Something else is going on.
12 But, yes, he would take out adult toys and
13 different things.

14 BY MR. EDWARDS:

15 Q. While you were a teenager, Jeffrey Epstein
16 asked you to live with him?

17 A. Yes. He wanted me to be emancipated.

18 Q. Jeffrey Epstein encouraged girl-on-girl
19 sex?

20 MR. PAGLIUCA: Object to form and
21 foundation.

22 THE WITNESS: Yes.

23 BY MR. EDWARDS:

24 Q. And after you cooperated with the police,
25 you were intimidated by people working for Jeffrey

1 [REDACTED] - CONFIDENTIAL

2 Epstein?

3 MR. PAGLIUCA: Object to form and
4 foundation.

5 THE WITNESS: Yes.

6 MR. EDWARDS: All right. I don't have
7 anything further for you. I apologize that we
8 even had to go through this, all right?

9 THE WITNESS: Okay.

10 E X A M I N A T I O N

11 BY MR. PAGLIUCA:

12 Q. Ms. [REDACTED], by name is Jeff Pagluica. I
13 live in Denver, Colorado. And, like you, I don't
14 want to be here today either, okay? I would rather
15 be in Denver.

16 I just want to -- as I understand it, and
17 I'm not trying to get into any of your treatment
18 over the last, let's say, 10 years, because I don't
19 know how long it's been, but as I understand what
20 you and your lawyer have said here today, you have
21 been involved in some number of years of therapy, in
22 which the purpose -- part of the purpose of the
23 therapy has been to forget all of these events that
24 Mr. Edwards was asking you questions about; is that
25 correct?

EXHIBIT 8

(Filed Under Seal)

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

VIRGINIA L. GIUFFRE,

Plaintiff,

v.

CASE NO.: 15-CV-07433-RWS

GHISLAINE MAXWELL,

Defendants.

January 25, 2017

9:05 a.m. - 12:44 p.m.

401 E. Las Olas Boulevard

Fort Lauderdale, Florida

**** C O N F I D E N T I A L ****

VIDEOTAPE DEPOSITION OF SARAH KELLEN

Taken on behalf of the before
Michael J. D'Amato, RMR, Notary Public in and for the
State of Florida at Large, pursuant to Notice of Taking
Deposition in the above cause.

Job # 293966

1 decline to answer.

2 Q. Who introduced you to Ghislaine Maxwell?

3 A. On advice of my counsel I must invoke my Fifth
4 and Sixth Amendment privilege which I understand
5 protect the innocent and therefore I must unfortunately
6 decline to answer.

7 Q. When you met Ghislaine Maxwell was she working
8 for Jeffrey Epstein?

9 A. On advice of my counsel I must invoke my Fifth
10 and Sixth Amendment privilege which I understand
11 protect the innocent and therefore I must unfortunately
12 decline to answer.

13 Q. Did Ghislaine Maxwell work as a recruiter for
14 young girls for Jeffrey Epstein when you met her?

15 A. On advice of my counsel I must invoke my Fifth
16 and Sixth Amendment privilege which I understand
17 protect the innocent and therefore I must unfortunately
18 decline to answer.

19 Q. I'm defining young girls to mean females the
20 ages 12 to 23. Do you understand that?

21 A. On advice of my counsel I must invoke my Fifth
22 and Sixth Amendment privilege which I understand
23 protect the innocent and therefore I must unfortunately
24 decline to answer.

25 Q. Didn't Ghislaine Maxwell approach you to

1 girls for sex with Jeffrey Epstein?

2 A. On advice of my counsel I must invoke my Fifth
3 and Sixth Amendment privilege which I understand
4 protect the innocent and therefore I must unfortunately
5 decline to answer.

6 Q. Did you assist Ghislaine Maxwell in procuring
7 underage girls for sex with Jeffrey Epstein?

8 A. On advice of my counsel I must invoke my Fifth
9 and Sixth Amendment privilege which I understand
10 protect the innocent and therefore I must unfortunately
11 decline to answer.

12 Q. Isn't it true that Ghislaine Maxwell would
13 recruit underage girls for sex and sex acts with
14 Jeffrey Epstein?

15 A. On advice of my counsel I must invoke my Fifth
16 and Sixth Amendment privilege which I understand
17 protect the innocent and therefore I must unfortunately
18 decline to answer.

19 Q. Did Ghislaine Maxwell give you information on
20 what underage girls she had contact information for?

21 A. On advice of my counsel I must invoke my Fifth
22 and Sixth Amendment privilege which I understand
23 protect the innocent and therefore I must unfortunately
24 decline to answer.

25 Q. Did Ghislaine Maxwell teach you to offer these

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CERTIFICATE OF COURT REPORTER

I, MICHAEL J. D'AMATO, a Registered Merit Reporter and Notary Public in and for the State of Florida at Large, do HEREBY CERTIFY that I was authorized to and did stenographically report the deposition of SARAH KELLEN; that a review of the transcript was requested; and that the foregoing transcript, pages from 1 to 197, is a true and accurate record of my stenographic notes.

I FURTHER CERTIFY that I am not a relative, employee, attorney, or counsel of any of the parties, nor am I a relative or employee of any of the parties' attorney or counsel connected with the action, nor am I financially interested in the action.

Dated this 27th day of January 2017.

MICHAEL J. D'AMATO,
Registered Merit Reporter

EXHIBIT 9

(Filed Under Seal)

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF NEW YORK

Civil Action No. 15-cv-07433-RWS

VIDEOTAPE DEPOSITION OF: PETER KENT
November 29, 2016

VIRGINIA L. GIUFFRE,

Plaintiff,

v.

GHISLAINE MAXWELL,

Defendant.

PURSUANT TO SUBPOENA AND NOTICE, the videotape deposition of PETER KENT was taken on behalf of the Plaintiff at 150 East 10th Avenue, Denver, Colorado 80230, on November 29, 2016, at 9:00 a.m., before Sandra L. Bray, Registered Diplomate Reporter, Certified Realtime Reporter, and Notary Public within Colorado.

MAGNA LEGAL SERVICES
(866) 624-6221

1 MS. McCAWLEY: I'm just asking about his
2 retention, which I believe is discoverable under
3 Rule 26.

4 Q. (BY MS. McCAWLEY) Do you recall whether
5 you were retained to perform work for one expert or
6 two experts?

7 THE DEPONENT: Am I allowed to answer
8 this?

9 MR. PAGLIUCA: Yes.

10 A. I actually don't recall.

11 Q. (BY MS. McCAWLEY) Do you know whether
12 you were provided with one report or two reports when
13 you initially were retained?

14 A. I believe I was provided with both the
15 reports at the same time.

16 Q. Let me turn to about halfway back. So
17 it's going to be -- there's markings on the bottom.
18 It says PK-005.

19 A. Yes.

20 Q. And it indicates an amount there, an
21 invoice. Is this one of your invoices?

22 A. Yes.

23 Q. It indicates an amount of \$17,875?

24 A. Yes.

25 Q. Is that the total amount you've been

1 paid, with the exception of what we paid you for your
2 testimony here today, in this matter?

3 A. I think so. What date was this?

4 Q. It looks like it's dated October 29th,
5 2016.

6 A. Oh, yes. In that case, yes.

7 Q. Have you performed any work after that
8 date that you've been paid for?

9 A. Only in preparation for this deposition.

10 Q. Have you been paid for that work?

11 A. No.

12 Q. No. Have you invoiced that work yet?

13 A. No.

14 Q. All right. And then I'm going to turn
15 you to the next page -- please don't put it away
16 yet -- which appear to be invoices.

17 A. Time sheets.

18 Q. Time sheets? You tell me.

19 A. It's a time sheet.

20 Q. Is this typically how you record your
21 time when you're doing expert work?

22 A. Yes.

23 Q. And this indicates -- the first entry is
24 on 9/28/2016. Is that when you commenced work on this
25 matter?

REPORTER'S CERTIFICATE

STATE OF COLORADO)
) ss.
CITY AND COUNTY OF DENVER)

I, SANDRA L. BRAY, Registered Diplomat Reporter, Certified Realtime Reporter, and Notary Public ID 20084001729, State of Colorado, do hereby certify that previous to the commencement of the examination, the said PETER KENT was duly sworn by me to testify to the truth in relations to the matters in controversy between the parties hereto; that the said deposition was taken in machine shorthand by me at the time and place aforesaid and was thereafter reduced to typewritten form; that the foregoing is a true transcript of the questions asked, testimony given, and proceedings had.

I further certify that I am not employed by, related to, nor of counsel for any of the parties herein nor otherwise interested in the outcome of this litigation.

IN WITNESS WHEREOF, I have affixed my signature this 8th of December, 2016.

My commission expires January 16, 2020.

Reading and Signing was requested.

Reading and Signing was waived.

Reading and Signing is not required.

EXHIBIT 10

(Filed Under Seal)

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

- - - - - x

VIRGINIA L. GIUFFRE,
Plaintiff,

Case No.: 15-cv-07433-RWS

-against-

GHISLAINE MAXWELL,
Defendant.

- - - - - x

C O N F I D E N T I A L

Videotaped oral deposition of NADIA
MARCINKO, taken pursuant to notice, was
held at the law offices of BOIES
SCHILLER & FLEXNER, LLP, 575 Lexington
Avenue, New York, New York commencing
January 17, 2017, 1:04 p.m., before
Leslie Fagin, a Court Reporter and
Notary Public in the State of New York.

- - -

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1200 Avenue of the Americas
New York, New York 10026
(866) 624-6221



1 N. Marcinko - Confidential

2 reside, a dwelling that is paid for by either
3 Jeffrey Epstein or Ghislaine Maxwell?

4 A. Same answer.

5 Q. Do you know Jeffrey Epstein?

6 A. Same answer.

7 Q. Do you know Ghislaine Maxwell?

8 A. Same answer.

9 Q. How old were you when you met
10 either Jeffrey Epstein or Ghislaine Maxwell?

11 A. Same answer.

12 Q. Who introduced to you Ghislaine
13 Maxwell?

14 A. Same answer.

15 Q. When you met Ghislaine Maxwell, was
16 she working for Jeffrey Epstein?

17 A. Same answer.

18 Q. Did Ghislaine Maxwell work as a
19 recruiter of young girls for Jeffrey Epstein
20 when you met her?

21 A. Same answer.

22 Q. Did Ghislaine Maxwell instruct you
23 to recruit young girls for Jeffrey Epstein?

24 A. Same answer.

25 Q. Did Ghislaine Maxwell encourage

1 N. Marcinko - Confidential

2 Ghislaine Maxwell?

3 A. Same answer.

4 Q. Have you observed Ghislaine Maxwell
5 and Jeffrey Epstein offering these young
6 girls money, education or other things of
7 value during the massage to get that young
8 girl to return to Jeffrey Epstein for sexual
9 purposes?

10 A. Same answer.

11 Q. Have you observed Ghislaine Maxwell
12 and Jeffrey Epstein convert what started as a
13 massage with these young girls into something
14 sexual?

15 A. Same answer.

16 Q. Have you understood when I talk
17 about young girls, I'm talking about girls
18 between the age range of 13 and 23 years old?

19 A. Same answer.

20 Q. Have you observed that when
21 Ghislaine Maxwell and Jeffrey Epstein used
22 the term, massage, it always includes sex?

23 A. Same answer.

24 Q. Was massage a word used by
25 Ghislaine Maxwell to lure girls into sex with

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CERTIFICATE

I HEREBY CERTIFY that the witness,
NADIA MARCINKO, was duly sworn by me and that
the deposition is a true record of the
testimony given by the witness.

Leslie Fagin



Leslie Fagin,
Registered Professional Reporter
Dated: January 17, 2017

(The foregoing certification of
this transcript does not apply to any
reproduction of the same by any means, unless
under the direct control and/or supervision
of the certifying reporter.)

EXHIBIT 11
(Filed Under Seal)

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

- - - - - x

VIRGINIA L. GIUFFRE,

Plaintiff,

Case No.:

-against-

15-cv-07433-RWS

GHISLAINE MAXWELL,

Defendants.

- - - - - x

****CONFIDENTIAL****

Videotaped deposition of GHISLAINE
MAXWELL, taken pursuant to subpoena, was
held at the law offices of BOIES
SCHILLER & FLEXNER, 575 Lexington
Avenue, New York, New York, commencing
April 22, 2016, 9:04 a.m., on the above
date, before Leslie Fagin, a Court
Reporter and Notary Public in the State
of New York.

- - -

MAGNA LEGAL SERVICES
1200 Avenue of the Americas
New York, New York 10026



1 G Maxwell - Confidential

2 Q. I'm not talking about friends. I'm
3 talking about individuals --

4 MR. PAGLIUCA: I'm going to object
5 to you interrupting the witness who was
6 answering your question. The question
7 was, have you ever seen anyone, female
8 under the age of 18 at the house and
9 that's the question she was answering.
10 If you want to strike that question and
11 ask another question, feel free, but let
12 the witness respond, please.

13 MS. McCAWLEY: I will do that.

14 Q. Have you ever observed a female
15 under the age of 18 at Jeffrey Epstein's home
16 that was not a friend, a child -- one of your
17 friend's children?

18 A. Again, I can't testify to that
19 because I have no idea what you are talking
20 about.

21 Q. You have no idea what I'm talking
22 about in the sense you never observed a
23 female under the age of 18 at Jeffrey
24 Epstein's home that was not one of your
25 friend's children, is that correct?

1 G Maxwell - Confidential

2 MR. PAGLIUCA: Object to the form
3 and foundation.

4 A. How would I possibly know how
5 someone is when they are at his house. You
6 are asking me to do that. I cannot possibly
7 testify to that. As far as I'm concerned,
8 everyone who came to his house was an adult
9 professional person.

10 Q. Are you familiar with the police
11 report that was issued in respect to the
12 investigation in this matter?

13 MR. PAGLIUCA: Object to the form
14 and foundation.

15 Q. Are you familiar with the police
16 report that was used in this matter, the
17 investigation of Jeffrey Epstein, has been
18 produced as a document in this matter?

19 A. I have seen a police report.

20 (Maxwell Exhibit 1, police report,
21 marked for identification.)

22 Q. The police report that you have in
23 front of you, can you turn to page 28 of that
24 report, the numbers are on the top right-hand
25 corner.

1 G Maxwell - Confidential

2 -- just another one of Virginia's many
3 fictitious lies and stories to make this a
4 salacious event to get interest and press.
5 It's absolute rubbish.

6 Q. Were you in charge of hiring
7 individuals to provide massages for Jeffrey
8 Epstein?

9 A. My job included hiring many people.
10 There were six homes. As I sit here, I hired
11 assistants, I hired architects, I hired
12 decorators, I hired cooks, I hired cleaners,
13 I hired gardeners, I hired pool people, I
14 hired pilots, I hired all sorts of people.

15 In the course and a very small part
16 of my job was from from time to time to find
17 adult professional massage therapists for
18 Jeffrey.

19 Q. When you say adult professional
20 massage therapists, where did you find these
21 massage therapists?

22 A. From time to time I would visit
23 professional spas, I would receive a massage
24 and if the massage was good I would ask that
25 man or woman if they did home visits.

1 G Maxwell - Confidential

2 Q. Did you hire her?

3 A. First of all, I don't hire girls
4 like that, so let's be clear, I already
5 testified to that, and I have no idea what
6 you are referring to.

7 Q. When you say girls like that, what
8 do you mean?

9 A. I hire people who are professional
10 at the house. You are asking if I hired
11 somebody to do what, I don't know what you
12 are talking about. I hired people to work in
13 the homes.

14 Q. What was Nadia Marcinkova doing?

15 MR. PAGLIUCA: Object to the form
16 and foundation.

17 A. I have no idea what Nadia
18 Marcinkova was doing. I didn't hire her and
19 I don't know what you are referring to.

20 Q. You met Nadia Marcinkova?

21 A. I testified I did.

22 Q. Did she work for Jeffrey Epstein?

23 A. I have no idea what she did.

24 Q. Have you flown on planes with Nadia
25 Marcinkova?

1 G Maxwell - Confidential

2 MR. PAGLIUCA: Objection to the
3 form and foundation.

4 A. I don't know what that means,
5 masseuse obligation, I don't know what you
6 are referring to. Would you like to ask the
7 question properly?

8 Q. I think it was proper. I will ask
9 it again.

10 Did you ever assist in getting
11 Virginia Roberts a cell phone to use during
12 the time that she worked for Jeffrey Epstein?

13 A. I have no recollection of doing
14 anything of that nature.

15 Q. Did you ever tell Virginia that you
16 wanted her to have a cell phone so that she
17 could be on call regularly?

18 A. I have no recollection of that
19 conversation.

20 Q. How often would Virginia come over
21 to the house in Palm Beach to give massages?

22 MR. PAGLIUCA: Objection to the
23 form and foundation.

24 A. Ask the question again, please.

25 Q. How often did Virginia Roberts come

1 G Maxwell - Confidential

2 over to the house in Palm Beach to give
3 massages?

4 A. It's important to understand that I
5 wasn't with Jeffrey all the time. In fact, I
6 was only in the house less than half the
7 time, so I cannot testify to when I wasn't in
8 the house how often she came when I wasn't
9 there.

10 What I can say is that I barely
11 would remember her, if not for all of this
12 rubbish, I probably wouldn't remember her at
13 all, except she did come from time to time
14 but I don't recollect her coming as often as
15 she portrayed herself.

16 Q. How many times a day on an average
17 day would Jeffrey Epstein get a massage?

18 MR. PAGLIUCA: Objection to the
19 form and foundation.

20 A. When I was at the house and when I
21 was there with him, he received a massage, on
22 average, about once a day.

23 Q. Just once?

24 A. Yes.

25 Q. Were there days when he received

1 G Maxwell - Confidential

2 four or five?

3 MR. PAGLIUCA: Objection to the
4 form and foundation.

5 A. When I was present at the house, I
6 never saw something like that.

7 Q. Do you know if Virginia was
8 required to be on call at all times to come
9 to the house if Jeffrey wanted her there?

10 MR. PAGLIUCA: Objection to the
11 form and foundation.

12 A. I have no idea of the arrangements
13 that Virginia made with Jeffrey.

14 Q. When Virginia was in New York,
15 would Virginia sleep at Jeffrey's mansion in
16 New York?

17 MR. PAGLIUCA: Objection to the
18 form and foundation.

19 A. I don't recollect her being in New
20 York and I have no idea where she slept.

21 Q. You don't ever remember seeing
22 Virginia Roberts in New York?

23 MR. PAGLIUCA: Objection to the
24 form and foundation.

25 A. I would barely recollect her at

1 G Maxwell - Confidential

2 him at any of those homes?

3 A. Again, Virginia is absolutely
4 totally lying. This is a subject of
5 defamation about Virginia and the lies she
6 has told and one of lies she told was that
7 President Clinton was on the island where I
8 was present. Absolutely 1000 percent that is
9 a flat out total fabrication and lie.

10 Q. You did fly on planes, Jeffrey
11 Epstein's planes with President Clinton, is
12 that correct?

13 A. I have flown, yes.

14 Q. Would it be fair to say that
15 President Clinton and Jeffrey are friends?

16 A. I wouldn't be able to characterize
17 it like that, no.

18 Q. Are they acquaintances?

19 A. I wouldn't categorize it.

20 Q. He just allowed him to use his
21 plane?

22 A. I couldn't categorize Jeffrey's
23 relationship.

24 Q. When you were on the plane with
25 Jeffrey and President Clinton, did you

1 G Maxwell - Confidential

2 building that you would have seen when you
3 were on the trip in Europe?

4 MR. PAGLIUCA: Objection to the
5 form and foundation.

6 A. I can't possibly answer that.

7 Q. Do you recall Virginia ever taking
8 pictures?

9 A. I barely recall Virginia, period.

10 Q. Do you recall her ever taking
11 pictures?

12 A. No, I don't.

13 Q. I'm going to direct your attention,
14 still within the flight logs to -- starting
15 on the next page from where you just were
16 which is going to be 000747. And the date at
17 the top says 2001, you will see March and I'm
18 directing your attention down towards the
19 middle to the bottom where you will see the
20 numbers 27, 29 and 31.

21 A. Uh-huh.

22 Q. And we've got actually I'm going to
23 direct your attention to the one that starts
24 with TEB for Teterboro to SAF for Santa Fe
25 and the one below it Santa Fe to Palm Beach

1 G Maxwell - Confidential

2 her but you would have to ask Jeffrey what he
3 brought her on the trip for.

4 Q. But she would travel with him when
5 there was a work trip like this?

6 A. I can't -- I'm seeing that she is
7 on this flight but I have no idea what she is
8 doing, he invited her, it would not be my
9 job.

10 Q. What about Nadia Bjorlin, would she
11 regularly travel with Jeffrey on flights?

12 A. I have no idea, you would have to
13 look through the flight logs. I have no
14 idea.

15 Q. Your recollection is -- what is
16 your recollection, do you recollect Nadia
17 traveling often on flights with Jeffrey?

18 A. Absolutely not. No, not at all. I
19 don't recollect her actually on the flight at
20 all.

21 Q. I think you can set that aside for
22 the moment.

23 (Maxwell Exhibit 9, message pad
24 pages, marked for identification.)

25 Q. We will mark as Exhibit 9 these

1 G Maxwell - Confidential

2 excerpts from -- we will identify what they
3 are but from the message pads.

4 Did you want to correct anything?

5 A. I want to make an addendum.

6 Would you mind rereading the last
7 question back to me?

8 (Record read.)

9 A. I also just want to say that at
10 this point I cannot recollect flying to
11 parties. Jeffrey went for work so -- was
12 this in Santa Fe, this flight as well.

13 Q. The flight we were looking at, yes
14 but it was to Santa Fe --

15 A. I don't recall going to any parties
16 in Santa Fe at any time but certainly flying
17 to Santa Fe for a party seems highly
18 improbable.

19 Q. So I'm going to direct your
20 attention to the document that I set before
21 you which is Bates number SAO 01456 and it
22 has different Bates numbers because it's a
23 smaller version of the larger production.
24 These are the pages I will be asking about.

25 In the time that you were working

1 G Maxwell - Confidential

2 with Jeffrey in Palm Beach, do you recall a
3 process for taking, anybody at the house
4 taking messages when incoming phone calls
5 came in?

6 A. You are supposed to take a message
7 and receive the message and write the message
8 down. Who was the message was for, what time
9 it was taken and who took it and what the
10 message was, obviously.

11 Q. Does what's in front of you look
12 familiar with respect to the message pads
13 that you would have used at the house?

14 A. It is familiar.

15 Q. I'm going to direct your attention
16 to the second page of it?

17 MR. PAGLIUCA: These all have SAO
18 numbers on them or Bates ranges and I
19 don't see any of your Bates ranges on
20 these. I know you have produced message
21 pads but those have your Bates range
22 numbers on them and I'm wondering if
23 these are different documents.

24 MS. McCAWLEY: It's the same, just
25 ours have the Bates underneath them.

1 G Maxwell - Confidential

2 believe. Do you believe --

3 A. I can only testify --

4 Q. Let me finish the question so the
5 record is clear.

6 Do you believe Jeffrey Epstein
7 sexually abused minors?

8 MR. PAGLIUCA: Objection to the
9 form and foundation.

10 Q. You can answer.

11 A. I can only testify to what I know.
12 I know that Virginia is a liar and I know
13 what she testified is a lie. So I can only
14 testify to what I know to be a falsehood and
15 half those falsehoods are enormous and so I
16 can only categorically deny everything she
17 has said and that is the only thing I can
18 talk about because I have no knowledge of
19 anything else.

20 Q. I'm not asking about Virginia. I'm
21 asking whether you believe that Jeffrey
22 Epstein sexually abused minors?

23 A. Again, I repeat, I can only go on
24 what I know and what I know is a falsehood
25 based on what Virginia said.

1 G Maxwell - Confidential

2 What I'm asking you is whether you
3 believe Jeffrey Epstein abused minors?

4 MR. PAGLIUCA: I object to the form
5 and you made your record, she answered
6 the question. A fair reading of her
7 answer is she doesn't have a belief
8 because she doesn't have any personal
9 knowledge.

10 MS. McCAWLEY: Now you are
11 testifying for the witness. Let her
12 answer the question.

13 MR. PAGLIUCA: It's a fair answer
14 to the question.

15 A. Again, I testified my only personal
16 knowledge concerns Virginia and everything
17 Virginia has said is an absolute lie, which
18 is why we are here in this room. If you are
19 asking me to testify about things I have no
20 knowledge of other than the police report
21 that you showed me, I am not in a position to
22 make a statement based on that because you
23 are asking me to speculate and I cannot
24 speculate.

25 Q. I'm asking you about your belief.

1 G Maxwell - Confidential

2 I'm not asking you to speculate at all. I'm
3 asking what you believe.

4 A. You are asking me to speculate and
5 I won't speculate.

6 Q. I'm not asking you to speculate.
7 I'm asking what you believe.

8 MR. PAGLIUCA: She answered the
9 question and we can move on.

10 MS. McCAWLEY: She hasn't answered
11 the question.

12 MR. PAGLIUCA: We are not going to
13 engage in this debate. She answered the
14 question. If you want to mark it and
15 move to compel an answer to the
16 question, have at it. Okay.

17 Q. Ms. Maxwell, is it your belief that
18 Jeffrey Epstein interacted sexually with
19 minors?

20 A. Again, you are asking me the same
21 type of question exactly but with different
22 language. Again, my only knowledge of
23 somebody who claims these things that I have
24 personal knowledge of is Virginia. Virginia
25 is an absolute liar and everything she has

1 G Maxwell - Confidential

2 said is a lie. Therefore, based on those
3 lies I cannot speculate on what anybody else
4 did or didn't do because if Virginia is the
5 example of what that story is and everything
6 she said is false, so everything that leads
7 from that is false.

8 Q. So the 30 other minor children in
9 the police report are also telling lies about
10 being sexually abused during massages with
11 Mr. Epstein?

12 MR. PAGLIUCA: Objection to the
13 form and foundation. Counsel, can you
14 show me in these police reports who the
15 30 minors are?

16 MS. McCAWLEY: I'm asking my
17 question.

18 MR. PAGLIUCA: You are making a
19 representation about numbers, you are
20 making a representation on the record
21 about what people said or didn't say.
22 We have no knowledge about that. These
23 are all redacted records so these are
24 bad questions. They don't lead to any
25 admissible evidence. It is only being

1 G Maxwell - Confidential

2 A. I'm carrying on.

3 Q. I'm sorry. I thought you were
4 done.

5 A. Please. Her statement also that
6 she was driven by her father to Palm Beach.
7 She was driven by her mother, as a matter of
8 fact. Her whole entire characterization of
9 the first meeting with Jeffrey, as I was
10 outside speaking to her mother.

11 Q. Let me stop you there, so we don't
12 get too far ahead. Let me make sure I
13 understand your testimony.

14 The first, in the first piece when
15 you were talking, I believe you said and
16 correct me if I'm wrong, that her
17 characterization of the first meeting at
18 Mar-a-Lago was an obvious lie.

19 What part of that meeting was an
20 obvious lie?

21 A. By her own testimony, all her
22 various many different descriptions of what
23 she was or wasn't or where she was or wasn't,
24 they have all changed. She was either front
25 of house or bathroom attendant. I don't know

1 G Maxwell - Confidential

2 what she was, so just by her own words, one
3 doesn't know what's true and what isn't true.

4 Q. Are you saying what position she
5 said she was working in, is that what you are
6 considering the obvious lie?

7 A. I said inconsistency within her own
8 statement from everything, so in the
9 beginning it starts off with different
10 statements.

11 Q. Then I believe you said the second
12 piece was that she was driven by her father?

13 A. I said she was driven by her
14 mother.

15 Q. That's the obvious lie?

16 A. It's an obvious lie to me.

17 Q. You said why don't you state it in
18 your own words but the characterization of
19 how she was with Jeffrey, what about that is
20 an obvious lie?

21 A. I was standing outside talking to
22 her mother so the entire story is a
23 fabrication.

24 Q. Did she not have sex with Jeffrey
25 Epstein during that first massage?

1 G Maxwell - Confidential

2 up to the room and start a massage?

3 A. He would not.

4 Q. So the young girls in the police
5 report who say they came over and were led up
6 to the room on the first day, would they be
7 wrong about that?

8 MR. PAGLIUCA: Objection to form
9 and foundation.

10 A. I can't comment what happened when
11 I was not at the house. I can only comment
12 when I was at the house.

13 Q. Was there ever a time where a woman
14 came to the house for the first time to give
15 a massage and Jeffrey had the massage that
16 day?

17 MR. PAGLIUCA: Objection to the
18 form and foundation.

19 A. Can we talk about adult
20 professional masseuses, please?

21 Q. I'm asking, whether adult or
22 underage?

23 A. I'm not interested in talking about
24 underage. I can only testify to what I know,
25 professional masseuses, adult, I cannot

1 G Maxwell - Confidential

2 testify to anything else.

3 Q. Why can't you testify to an
4 underage girl that came over and was led up
5 to the room for a massage?

6 MR. PAGLIUCA: Objection to the
7 form and foundation.

8 A. The police records you are
9 referring to?

10 Q. You are saying that didn't happen.
11 You're saying I can only testify to adults
12 that came for an interview and were led up to
13 the room. Why can't you testify to whether
14 an underage girl was brought in for an
15 interview and led up --

16 MR. PAGLIUCA: Objection to the
17 form and foundation.

18 Q. Go ahead.

19 A. Can you reask the question.

20 Q. Why can't you testify as to an
21 underage girl who came over for an interview
22 and then was then led up to the room for the
23 massage?

24 A. You've mangled your entire
25 question. Can you please reask that in a way

1 G Maxwell - Confidential

2 present at the home when a girl under the age
3 of 18 came over for the purposes of giving a
4 massage?

5 MR. PAGLIUCA: Objection to the
6 form and foundation.

7 Q. You can answer.

8 A. You can be a professional masseuse
9 at 17 in Florida, so as far as I am aware, a
10 professional masseuse showed up for a
11 massage. There is nothing inappropriate or
12 incorrect about that and your
13 mischaracterization of it, I think is
14 unfortunate.

15 Q. How many teenagers did he have that
16 were professional masseuses that worked in
17 his home?

18 MR. PAGLIUCA: Objection to the
19 form and foundation.

20 Q. How many?

21 A. First of all, I am not aware of
22 teenagers who worked in his home.

23 Q. You are aware of Virginia Roberts
24 and you've stated she was 17 and she worked
25 for him, correct?

1 G Maxwell - Confidential

2 A. No. I did not state that at all,
3 you are mischaracterizing my words and what I
4 said.

5 What I said was that we can all
6 agree and I think at this point there is not
7 one person in this room, however much you
8 would like her to be younger, to say she was
9 not 17 because that has been a very offensive
10 thing that you have all done. So she was 17.
11 At 17 you are allowed to be a professional
12 masseuse and as far as I'm concerned, she was
13 a professional masseuse. There is nothing
14 inappropriate or incorrect about her coming
15 at that time to give a massage. Her entire
16 characterization of her first time at the
17 house was to me an obvious lie, given it was
18 impossible for her entire story to take place
19 given I was speaking to her mother the entire
20 she was at the house.

21 Q. So it was impossible that day, that
22 first day she came and you were speaking to
23 the mother, for Virginia Roberts to have had
24 sex with Jeffrey Epstein during the time that
25 you were outside with her mother?

1 G Maxwell - Confidential

2 absolutely 1000 percent that she did not have
3 any type of sexual relations as described by
4 you in your court papers that took place
5 because those allegedly according to her lies
6 involved some aspect of me.

7 As I was standing outside with her
8 mother the entire time, her entire story is a
9 lie. Therefore, to ask me what she did or
10 didn't do during that time, I can only
11 testify to what she said about me, which was
12 1000 percent false.

13 Q. So let's not take the first time,
14 let's take the next time she comes.

15 A. No no, how can do you that, when
16 the basis of this entire horrible story that
17 you have put out is based on this first
18 appalling story that was written, repeated,
19 multiply by the press that lied about her
20 age, lied about the first time she came, lied
21 about and characterized the entire first
22 time. I have been so absolutely appalled by
23 her story and appalled by the entire
24 characterization of it and I apologize
25 sincerely for my banging at the table

1 G Maxwell - Confidential

2 earlier, I hope you accept my apology. It's
3 borne out of years of feeling the pressure of
4 this entire lie that she has perpetrated from
5 our first time and whilst I recognize that
6 was -- I hope you forgive me sincerely
7 because it was just the length of time that
8 that terrible story has been told and retold
9 and rehashed when I know it to be 100 percent
10 false.

11 Q. So not the first time she came, but
12 the second time she came or the third time or
13 any time she came, did you ever participate
14 in a massage with her in Jeffrey Epstein's
15 room?

16 A. I have never participated at any
17 time with Virginia in a massage with Jeffrey.

18 Q. Have you ever participated at any
19 time with Virginia in any kind of sexual
20 contact or sexual touching with Jeffrey and
21 Virginia?

22 A. I have not.

23 Q. So we were going through the list
24 of obvious lies and you were talking about
25 the first time which I believe we have

1 G Maxwell - Confidential

2 of 18?

3 A. I think we can establish what adult
4 would be.

5 Q. You never interviewed or I know you
6 don't want to use the word hired, whatever
7 your role was, you brought in an exercise
8 instructor that was under the age of 18 to
9 work at the house?

10 MR. PAGLIUCA: Object to the form
11 and foundation.

12 A. I have already testified that what
13 I was responsible for was to find people who
14 had competencies in whatever area I was
15 looking for. The competencies I was looking
16 for were professional and adult.

17 Q. So there was no exercise instructor
18 that worked at the Palm Beach house or the
19 New York house or the New Mexico house or the
20 USVI under the age of 18?

21 MR. PAGLIUCA: Objection to the
22 form and foundation.

23 A. I can only testify to when I was at
24 the house.

25 Q. Yes.

1 G Maxwell - Confidential

2 MR. PAGLIUCA: Objection to the
3 form and foundation.

4 A. That's not how I would characterize
5 that.

6 Q. How would you characterize it?

7 A. I have testified that I'm
8 responsible for finding professional people
9 to work in the homes, age appropriate adult
10 people, so from pool attendants, to
11 gardeners, to chefs, to housekeepers, to
12 butlers, to chauffeurs and one of the
13 functions was to be able to answer the
14 telephones and in the context of finding
15 someone to answer the telephones, I did look
16 to try to find appropriate people to answer
17 the phones.

18 Q. So did you find Johanna for
19 purposes of that role?

20 A. So in the course of looking for
21 somebody to answer phones at the house,
22 Johanna was one of the people who said that
23 she was willing to answer phones.

24 Q. Did you approach her at her school
25 campus?

1 G Maxwell - Confidential

2 Q. List all of the girls you met and
3 brought to Jeffrey Epstein's home for the
4 purposes of employment that were under the
5 age of 18?

6 MR. PAGLIUCA: Objection to the
7 form and foundation.

8 A. I've already characterized my job
9 was to find people, adults, professional
10 people to do the jobs I listed before; pool
11 person, secretary, house person, chef, pilot,
12 architect.

13 Q. I'm asking about individuals under
14 the age of 18, not adult persons, people
15 under the age of 18.

16 A. I looked for people or tried to
17 find people to fill professional jobs in
18 professional situations.

19 Q. So Virginia Roberts was under the
20 age of 18, correct?

21 A. I think we've established that
22 Virginia was 17.

23 Q. Is she the -- sorry, go ahead.

24 Is she the only individual that you
25 met for purposes of hiring someone for

1 G Maxwell - Confidential

2 MR. PAGLIUCA: Object to the form
3 and foundation.

4 A. If you want to ask Jeffrey
5 questions about me, you would have to ask
6 him.

7 Q. Have you ever been involved in any
8 illegal activity in your lifetime?

9 MR. PAGLIUCA: Objection to the
10 form and foundation.

11 A. I can't think of anything I have
12 done that is illegal.

13 Q. Have you ever been arrested?

14 A. I have a DUI in the U.K. a long
15 time ago.

16 Q. Is that the only arrest you have on
17 your record?

18 A. Yes.

19 Q. I will mark as Maxwell 22 this
20 email?

21 (Maxwell Exhibit 22, email, marked
22 for identification.)

23 Q. This is dated January 21, 2015.
24 It's from Jeffrey Epstein to you, forwarding
25 the Guardian and I would like you to look at

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CERTIFICATE

I HEREBY CERTIFY that the witness,
GHISLAINE MAXWELL, was duly sworn by me and
that the deposition is a true record of the
testimony given by the witness.



Leslie Fagin

Leslie Fagin,

Registered Professional Reporter

Dated: April 22, 2016

(The foregoing certification of
this transcript does not apply to any
reproduction of the same by any means, unless
under the direct control and/or supervision
of the certifying reporter.)

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Page 1

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

- - - - - x
VIRGINIA L. GIUFFRE,

Plaintiff,

-against-

Case No. :
15-cv-07433-RWS

GHISLAINE MAXWELL,

Defendant.

- - - - - x

CONFIDENTIAL

Continued Videotaped Deposition of
GHISLAINE MAXWELL, the Defendant herein,
taken pursuant to subpoena, was held at
the law offices of Boies, Schiller &
Flexner, LLP, 575 Lexington Avenue, New
York, New York, commencing July 22,
2016, 9:04 a.m., on the above date,
before Leslie Fagin, a Court Reporter
and Notary Public in the State of New
York.

- - -

MAGNA LEGAL SERVICES
1200 Avenue of the Americas
New York, New York 10026
(866) 624-6221



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1 G. Maxwell - Confidential

2 thought. I really don't recall her, so it's
3 hard for me to testify what I thought about
4 her age at the time.

5 Q. Was Virginia, in the period of
6 around 2000, the youngest person that, as you
7 understood it, was giving Mr. Epstein
8 massages?

9 MR. PAGLIUCA: Object to the form
10 and foundation.

11 A. Again, I can't testify to her age,
12 but everybody else that I can recall seemed
13 to be again, like I would say, adults.

14 Q. You didn't think Virginia was an
15 adult, did you?

16 MR. PAGLIUCA: Object to the form
17 and foundation.

18 A. Like I said, I don't recall her. I
19 don't recall thinking about -- my memory is
20 of adults giving Jeffrey massages, and as I
21 don't really remember Virginia around that
22 time, I don't know what I think.

23 Q. You do remember Virginia, about
24 that time back in the 2000s, giving
25 Mr. Epstein massages?

Confidential

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1 G. Maxwell - Confidential

2 MR. PAGLIUCA: Object to the form
3 and foundation.

4 A. I barely remember her at all.

5 Q. Whether you barely remember her or
6 not, you do remember that back in the period
7 around 2000, Virginia was giving Mr. Epstein
8 massages, right?

9 MR. PAGLIUCA: Objection to form
10 and foundation.

11 A. Only in the most general terms. It
12 would be somebody who would give him a
13 massage, and that's it.

14 Q. During the period of time back in
15 the period around 2000, when you knew that
16 Virginia was somebody who would give
17 Mr. Epstein a massage, was she somebody who
18 you considered an adult?

19 MR. PAGLIUCA: Objection to form
20 and foundation.

21 A. I didn't consider her at all
22 because she is not somebody that I really
23 interacted with.

24 Q. It is your testimony that Virginia
25 was not somebody that you interacted with, is

Confidential

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1 G. Maxwell - Confidential

2 Q. [REDACTED]

[REDACTED]

[REDACTED]

5 A. [REDACTED]

[REDACTED]

7 A. [REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

11 Q. [REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

16 [REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

22 [REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

Confidential

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1 G. Maxwell - Confidential

2 MR. PAGLIUCA: Objection to form
3 and foundation.

4 A. [REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

8 MR. PAGLIUCA: Objection to form
9 and foundation.

10 A. [REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

14 Q. [REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

21 [REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

Confidential

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1 G. Maxwell - Confidential

2 Q. [REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

7 [REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

11 [REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

20 [REDACTED]

21 MR. PAGLIUCA: Objection to form

22 and foundation.

23 [REDACTED]

24 [REDACTED]

[REDACTED]

Confidential

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1 G. Maxwell - Confidential

2 and foundation.

3 A. No.

4 Q. [REDACTED]

■ [REDACTED]

■ [REDACTED]

■ [REDACTED]

8 MR. PAGLIUCA: Objection to form

9 and foundation.

10 A. I don't know.

11 ■ [REDACTED]

■ [REDACTED]

■ [REDACTED]

■ [REDACTED]

■ [REDACTED]

■ [REDACTED]

17 MR. PAGLIUCA: Objection to form

18 and foundation. Asked and answered.

19 A. No.

20 Q. Were they ever in the Virgin

21 Islands?

22 MR. PAGLIUCA: Objection to form

23 and foundation.

24 A. No.

25 ■ [REDACTED]

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[REDACTED]

8

[REDACTED]

17

[REDACTED]

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MR. PAGLIUCA: Objection to form
and foundation.

Confidential

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1 G. Maxwell - Confidential

2 it to something in the case.

3 MR. BOIES: I think it's tied, but

4 if you instruct her not to answer, it

5 goes into the --

6 MR. PAGLIUCA: Meat grinder.

7 BY MR. BOIES:

8 Q. [REDACTED]

■ [REDACTED]

■ [REDACTED]

■ [REDACTED]

■ [REDACTED]

■ [REDACTED] [REDACTED].

14 A. Can you repeat the question?

15 Q. [REDACTED]

■ [REDACTED]

■ [REDACTED]

■ [REDACTED]

■ [REDACTED]

20 MR. PAGLIUCA: Same objection.

21 A. No.

22 Q. [REDACTED]

■ [REDACTED]

24 ■ [REDACTED]

■ [REDACTED]

Confidential

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CERTIFICATE

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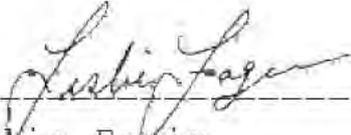
8

I HEREBY CERTIFY that GHISLAINE
MAXWELL, was duly sworn by me and that the
deposition is a true record of the testimony
given by the witness.

9

10

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Leslie Fagin,



Registered Professional Reporter

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Dated: July 22, 2016

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(The foregoing certification of
this transcript does not apply to any
reproduction of the same by any means, unless
under the direct control and/or supervision
of the certifying reporter.)

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EXHIBIT 12
(Filed Under Seal)

GIUFFRE

VS.

MAXWELL

Deposition

LYNN TRUDE MILLER

05/24/2016

Agren Blando Court Reporting & Video, Inc.

216 16th Street, Suite 600

Denver Colorado, 80202

303-296-0017

Agren Blando Court Reporting & Video, Inc.

IN THE UNITED STATES DISTRICT COURT

SOUTHERN DISTRICT OF NEW YORK

Civil Action No. 15-cv-07433-RWS

CONFIDENTIAL VIDEOTAPED DEPOSITION OF
LYNN TRUDE MILLER May 24, 2016

VIRGINIA L. GIUFFRE,

Plaintiff,

v.

GHISLAINE MAXWELL,

Defendant.

APPEARANCES:

S.J. QUINNEY COLLEGE OF LAW, UNIVERSITY OF UTAH

By Paul G. Cassell, Esq.
383 S. University Street
Salt Lake City, UT 84112
Phone: 801.585.5202
Cassellp@law.utah.edu
Appearing on behalf of the
Plaintiff

HUTCHINSON BLACK AND COOK, LLC

By John Clune, Esq.
921 Walnut Street
Suite 200
Boulder, CO 80302
Phone: 303.442.6514
clune@hbcboulder.com
Appearing on behalf of the
Deponent

Agren Blando Court Reporting & Video, Inc.

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APPEARANCES: (Continued)

HADDON, MORGAN AND FORMAN, P.C.
By Laura A. Menninger, Esq.
Jeffrey S. Pagliuca, Esq.
150 East 10th Avenue
Denver, CO 80203
Phone: 303.831.7364
lmenninger@hmflaw.com
jpagliuca@hmflaw.com
Appearing on behalf of the
Defendant

Also Present:
Maryvonne Tompkins, Videographer

Agren Blando Court Reporting & Video, Inc.

1 A Because I wasn't told any different.

2 Q Do you know where any -- any source of
3 that information came from? Was it Sky?

4 A It came from Sky.

5 Q Okay. And what do you recall him telling
6 you about when Virginia stopped working at
7 Mar-a-Lago?

8 A She was in a discussion with Mrs. Maxwell
9 to educate her and take her under her wing and be her
10 new momma. That's what I heard.

11 Q Okay. And who told you that?

12 A Sky.

13 Q Okay. And do you remember when Sky told
14 you that?

15 A I don't remember.

16 Q Okay. Did you learn anything else about
17 that, other than what you just said?

18 A No.

19 Q Okay. Do you know where she went to work
20 after Mar-a-Lago?

21 A I think she went with Mrs. Maxwell.

22 Q But do you know where, physically?

23 A Physically, Sky and I dropped her off one
24 day at Mrs. Maxwell's. I did not speak with
25 Mrs. Maxwell. I didn't have anything to say to her.

Agren Blando Court Reporting & Video, Inc.

1 STATE OF COLORADO)

2) ss. REPORTER'S CERTIFICATE

3 COUNTY OF DENVER)

4 I, Kelly A. Mackereth, do hereby certify
5 that I am a Registered Professional Reporter and
6 Notary Public within the State of Colorado; that
7 previous to the commencement of the examination, the
8 deponent was duly sworn to testify to the truth.

9 I further certify that this deposition was
10 taken in shorthand by me at the time and place herein
11 set forth, that it was thereafter reduced to
12 typewritten form, and that the foregoing constitutes
13 a true and correct transcript.

14 I further certify that I am not related to,
15 employed by, nor of counsel for any of the parties or
16 attorneys herein, nor otherwise interested in the
17 result of the within action.

18 In witness whereof, I have affixed my
19 signature this 31st day of May, 2016.

20 My commission expires April 21, 2019.

21
22 Kelly A. Mackereth, CRR, RPR, CSR
23 216 - 16th Street, Suite 600
24 Denver, Colorado 80202
25

EXHIBIT 13
(Filed Under Seal)

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

CASE NO. 15-CV-07433-RWS

-----x

VIRGINIA L. GIUFFRE,

Plaintiff,

v.

GHISLAINE MAXWELL,

Defendant.

-----x

June 21, 2016

9:17 a.m.

C O N F I D E N T I A L

Deposition of JOSEPH RE CAREY, pursuant to notice, taken by Plaintiff, at the offices of Boies Schiller & Flexner, 401 Las Olas Boulevard, Fort Lauderdale, Florida, before Kelli Ann Willis, a Registered Professional Reporter, Certified Realtime Reporter and Notary Public within and for the State of Florida.

1 JOSEPH RE CAREY - CONFIDENTIAL

2 BY MR. EDWARDS:

3 Q. All right.

4 Was SG a licensed massage therapist?

5 MR. PAGLIUCA: Object to form and
6 foundation.

7 THE WITNESS: No.

8 BY MR. EDWARDS:

9 Q. And at 14 years old, are you permitted to
10 be a licensed massage therapist?

11 A. Not to my knowledge.

12 Q. After speaking with SG and understanding
13 her account of what took place at Jeffrey Epstein's
14 home, what -- what happened next in the
15 investigation?

16 A. At some point the investigation was turned
17 over to me for follow-up. I know there was trash
18 pulled that was done prior to -- and surveillance
19 that was done prior to the case being turned over to
20 me; and trash pulls being an investigative technique
21 to acquire intelligence, information and evidence.

22 Q. Okay. If we go to page 17, at the top,
23 and, first of all, I will ask you from memory, do
24 you remember if [REDACTED] identified Jeffrey
25 Epstein in a photo lineup?

1 JOSEPH RE CAREY - CONFIDENTIAL

2 "a cross-reference"?

3 A. Uh-huh.

4 Q. How is a cross-reference performed? What
5 does that mean?

6 A. When -- when something is
7 cross-referenced, they -- they jot down license
8 plate numbers. They conduct their background into
9 the individuals; photographs, computer research.

10 Q. A cross-reference of Jeffrey Epstein's
11 residence revealed which affiliated names?

12 A. It revealed Nadia Marcinkova, Ghislane
13 Maxwell, Mark Epstein. Also, the cross-reference,
14 any previous reports from the residence as well.

15 Q. During your investigation, did you learn
16 of any involvement that Nadia Marcinkova had with
17 any of the activities you were investigating?

18 MR. PAGLIUCA: Object to form and
19 foundation.

20 THE WITNESS: Yes.

21 BY MR. EDWARDS:

22 Q. And what involvement did you learn of
23 Nadia Marcinkova?

24 MR. PAGLIUCA: Object to form and
25 foundation.

1 JOSEPH RE CAREY - CONFIDENTIAL

2 THE WITNESS: Nadia was involved sexually
3 with one of the victims at Epstein's request.

4 BY MR. EDWARDS:

5 Q. Okay. Do you remember which victim you're
6 remembering right now?

7 A. AH.

8 Q. Okay. If it indicates in the report that
9 she was also sexually involved with other victims,
10 is that possible as well?

11 A. Yes.

12 MR. PAGLIUCA: Object to form and
13 foundation.

14 BY MR. EDWARDS:

15 Q. Okay. The one that you remember in your
16 mind is AH?

17 MR. PAGLIUCA: Object to form and
18 foundation.

19 THE WITNESS: Correct.

20 BY MR. EDWARDS:

21 Q. The other name that is on here as a
22 cross-reference is Ghislane Maxwell.

23 Did you speak with Ghislane Maxwell?

24 A. I did not.

25 Q. Did you ever attempt to speak with

1 JOSEPH RE CAREY - CONFIDENTIAL

2 Ghislane Maxwell?

3 A. I wanted to speak with everyone related to
4 this home, including Ms. Maxwell. My contact was
5 through Gus, Attorney Gus Fronstin, at the time, who
6 initially had told me that he would make everyone
7 available for an interview. And subsequent
8 conversations later, no one was available for
9 interview and everybody had an attorney, and I was
10 not going to be able to speak with them.

11 Q. Okay. During your investigation, what did
12 you learn in terms of Ghislane Maxwell's
13 involvement, if any?

14 MR. PAGLIUCA: Object to form and
15 foundation.

16 THE WITNESS: Ms. Maxwell, during her
17 research, was found to be Epstein's long-time
18 friend. During the interviews, Ms. Maxwell was
19 involved in seeking girls to perform massages
20 and work at Epstein's home.

21 MR. PAGLIUCA: Object to form and
22 foundation.

23 BY MR. EDWARDS:

24 Q. Did you interview -- how many girls did
25 you interview that were sought to give or that

1 JOSEPH RE CAREY - CONFIDENTIAL

2 actually gave massages at Epstein's home?

3 MR. PAGLIUCA: Object to form and
4 foundation.

5 BY MR. EDWARDS:

6 Q. Approximately.

7 MR. PAGLIUCA: Same objection.

8 THE WITNESS: I would say approximately
9 30; 30, 33.

10 BY MR. EDWARDS:

11 Q. And of the 30, 33 or so girls, how many
12 had massage experience?

13 MR. PAGLIUCA: Object to form and
14 foundation.

15 THE WITNESS: I believe two of them may
16 have been -- two of them.

17 BY MR. EDWARDS:

18 Q. Okay. And as we go through this report,
19 you may remember the names?

20 A. Correct. Let me correct myself. I
21 believe only one had.

22 Q. And was that -- was that one of similar
23 age to the other girls?

24 MR. PAGLIUCA: Object to form and
25 foundation.

1 JOSEPH RE CAREY - CONFIDENTIAL

2 foundation.

3 THE WITNESS: Yes, I did.

4 BY MR. EDWARDS:

5 Q. And were trash pulls done at the property
6 of Jeffrey Epstein?

7 A. Yes.

8 Q. What is the purpose of a trash pull, and
9 what is a trash pull?

10 A. A trash pull is when property is
11 discarded, such as trash, we coordinate with the
12 sanitation department to collect the trash, once it
13 leaves the property, and it's put into an empty well
14 of the trash truck. We acquire the bags, and we
15 sift through the contents of the trash.

16 Q. Did you or another detective from the unit
17 observe each step of the trash pull to make sure
18 that you had a good chain of custody of the
19 evidence?

20 MR. PAGLIUCA: Object to form and
21 foundation.

22 THE WITNESS: Yes. The members of
23 the OCTAN unit at that time did.

24 BY MR. EDWARDS:

25 Q. Okay. And what is that process?

1 JOSEPH RE CAREY - CONFIDENTIAL

2 A. The process --

3 MR. PAGLIUCA: Object to form and
4 foundation.

5 THE WITNESS: The process is when the --
6 once you coordinate a trash pull with the
7 sanitation supervisor, you meet with the
8 sanitation worker and ensure that either the
9 can that he's going to place in the well is
10 completely empty and you physically observe him
11 collect the trash and place it into the empty
12 container. And then you follow him to a
13 disclosed area, and we retrieve the bags and
14 you sift through the trash.

15 BY MR. EDWARDS:

16 Q. Okay. What were you looking for in terms
17 of evidentiary value from these trash pulls?

18 MR. PAGLIUCA: Object to form and
19 foundation.

20 THE WITNESS: We were looking for any --
21 any form of identification. You were looking
22 for -- to gather any kind of intelligence
23 and/or evidence.

24 BY MR. EDWARDS:

25 Q. Okay. If we go to page 20 of the report,

1 JOSEPH RE CAREY - CONFIDENTIAL

2 I guess I'll start with where it says on 4/4/2005, I
3 just want to ask you, was a voice mail message taken
4 into evidence from HR to SG?

5 A. Yes.

6 Q. Okay. And the purpose of that evidence is
7 to corroborate what?

8 MR. PAGLIUCA: Object to form and
9 foundation.

10 THE WITNESS: It was actually a phone call
11 from HR to SG confirming an appointment to go
12 work at Epstein's residence.

13 BY MR. EDWARDS:

14 Q. The next line down is what I wanted to
15 focus on, April 5th, 2005.

16 This trash pull, what evidence is yielded
17 from this particular trash pull?

18 MR. PAGLIUCA: Object to form and
19 foundation.

20 THE WITNESS: The trash pull indicated
21 that there were several messages with written
22 items on it. There was a message from HR
23 indicating that there would be an 11:00
24 appointment. There were other individuals that
25 had called during that day.

1 JOSEPH RE CAREY - CONFIDENTIAL

2 BY MR. EDWARDS:

3 Q. And when you would -- when you would see
4 females' names and telephone numbers, would you take
5 those telephone numbers and match it to -- to a
6 person?

7 MR. PAGLIUCA: Object to form and
8 foundation.

9 THE WITNESS: We would do our best to
10 identify who that person was.

11 BY MR. EDWARDS:

12 Q. And is that one way in which you
13 discovered the identities of some of the other what
14 soon came to be known as victims?

15 MR. PAGLIUCA: Object to form and
16 foundation.

17 THE WITNESS: Correct.

18 BY MR. EDWARDS:

19 Q. Okay. There's the second paragraph from
20 the bottom, it starts, "Detective Leigh provided
21 trash from 4/06, 4/07/2005."

22 Do you see that?

23 A. Yes.

24 Q. And what is the purpose of the indication
25 that "the following information was retrieved: Jet

1 JOSEPH RE CAREY - CONFIDENTIAL

2 BY MR. EDWARDS:

3 Q. And then some of the remaining messages,
4 "Johanna, work Sunday at 4 p.m.; A, Monday after
5 school; left message for Courtney W and NT," are
6 these individuals that you later learned were
7 underaged girls that had been to Jeffrey Epstein's
8 home?

9 MR. PAGLIUCA: Object to form and
10 foundation.

11 THE WITNESS: That's correct.

12 BY MR. EDWARDS:

13 Q. What types of documents do you remember
14 retrieving from the trash pulls from Jeffrey
15 Epstein's home?

16 A. There was numerous items. It was a lot of
17 handwritten notes on different -- different pads of
18 paper. Some of the pads had names on it, whether it
19 was Epstein, whether it was Ghislane Maxwell,
20 whether it was -- there were phone messages.

21 When I say "phone messages," I mean, you
22 know, the kind that come in a book. They are carbon
23 copied, so the yellow copy always stays with the
24 book, but the white copy is torn off. So there was
25 always a carbon copy of the actual phone message.

1 JOSEPH RECAREY - CONFIDENTIAL

2 THE WITNESS: Correct.

3 BY MR. EDWARDS:

4 Q. And let me go back to the beginning six
5 pages of that exhibit, No. 4.

6 MR. PAGLIUCA: Why don't we just make a
7 copy of it now if we're going to ask questions
8 about it? I'm not trying to --

9 MR. EDWARDS: Yes, I know. It's just the
10 first six pages.

11 (A discussion was held off the record,
12 after which the following proceedings were
13 held:)

14 THE VIDEOGRAPHER: On the record at 10:32.

15 BY MR. EDWARDS:

16 Q. And what were some of the items that were
17 found in -- well, are the documents that you're
18 holding, 1 through 6, an accurate reflection of the
19 items that were found in Jeffrey Epstein's home
20 during the search warrant execution?

21 MR. PAGLIUCA: Object to form and
22 foundation.

23 THE WITNESS: Yes.

24 BY MR. EDWARDS:

25 Q. And I believe that you described that some

1 JOSEPH RE CAREY - CONFIDENTIAL

2 of the -- that the house appeared to be -- I don't
3 remember the word you used -- sanitized, for lack of
4 a better word?

5 MR. PAGLIUCA: Object to form and
6 foundation.

7 BY MR. EDWARDS:

8 Q. How did you know that?

9 A. The computers had been removed from the
10 home.

11 Q. How did you know the computers were
12 removed?

13 A. Based on -- based on the dangling wires
14 left behind, the monitors left, but the actual CPU
15 of it was missing.

16 When you went into the bedroom of Jeffrey
17 Epstein, everything was removed from the -- the
18 shelves, from the armoire.

19 Q. Did you find nude photographs of girls?

20 A. Yes.

21 Q. All right.

22 And what did you do with that evidence?

23 A. That was collected and placed into our
24 crime scene unit.

25 Q. And where is that evidence today?

1 JOSEPH RE CAREY - CONFIDENTIAL

2 A. Any evidence that was not returned to its
3 rightful owner was turned over to the FBI.

4 Q. And evidence which would be nude
5 photographs of girls would be evidence not turned
6 back over to Epstein?

7 A. Correct.

8 MR. PAGLIUCA: Object to form and
9 foundation.

10 THE WITNESS: Some of the items that were
11 collected were later found to be personal items
12 of the houseman, Janush. I recall reviewing
13 his personal photographs on -- on a micro SD
14 card for, like, photos of him and his wife or
15 girlfriend at the time.

16 BY MR. EDWARDS:

17 Q. And the underage girls that you had
18 spoken with during your investigation, had they
19 described seeing photographs of naked girls in the
20 house?

21 MR. PAGLIUCA: Object to form and
22 foundation.

23 THE WITNESS: Yes, they did.

24 BY MR. EDWARDS:

25 Q. That's something that ran consistent with

1 JOSEPH RE CAREY - CONFIDENTIAL

2 BY MR. EDWARDS:

3 Q. Okay. Also reflected are the property
4 receipts?

5 MR. PAGLIUCA: Object to form and
6 foundation.

7 THE WITNESS: Correct.

8 BY MR. EDWARDS:

9 Q. All right.

10 And where were those taken from, in terms
11 of whose property is that?

12 MR. PAGLIUCA: Object to form and
13 foundation.

14 THE WITNESS: This would have been taken
15 from the home of Jeffrey Epstein.

16 BY MR. EDWARDS:

17 Q. And in reviewing that evidence, were you
18 able to substantiate or corroborate certain victims'
19 accounts of their allegations of having been at the
20 house?

21 MR. PAGLIUCA: Object to form and
22 foundation.

23 THE WITNESS: Correct.

24 BY MR. EDWARDS:

25 Q. Did you find names of other witnesses and

1 JOSEPH RE CAREY - CONFIDENTIAL

2 people that you knew to have been associated with
3 the house in those message pads?

4 MR. PAGLIUCA: Object to form and
5 foundation.

6 THE WITNESS: Yes.

7 BY MR. EDWARDS:

8 Q. And so what was the evidentiary value to
9 you of the message pads collected from Jeffrey
10 Epstein's home in the search warrant?

11 MR. PAGLIUCA: Object to form and
12 foundation.

13 THE WITNESS: It was very important to
14 corroborate what the victims had already told
15 me as to calling in and for work.

16 BY MR. EDWARDS:

17 Q. Okay. And did you learn the identities of
18 some of the other individuals associated with
19 Jeffrey Epstein through the review of that
20 particular evidence?

21 MR. PAGLIUCA: Object to form and
22 foundation.

23 THE WITNESS: Correct.

24 BY MR. EDWARDS:

25 Q. Okay. And what did you do with that

1 JOSEPH RE CAREY - CONFIDENTIAL

2 BY MR. EDWARDS:

3 Q. In these messages, did you see messages
4 that were taken by Ghislane Maxwell or left for
5 Ghislane Maxwell?

6 MR. PAGLIUCA: Object to form and
7 foundation.

8 THE WITNESS: I do recall seeing messages
9 utilizing her pad, her stationery.

10 BY MR. EDWARDS:

11 Q. Okay. Do you remember messages
12 specifically that Ms. Maxwell, she is home, or calls
13 for Ms. Maxwell, or indicating that the person
14 taking the message is GM? Do you remember those?

15 A. Yes.

16 MR. PAGLIUCA: Object to form and
17 foundation.

18 BY MR. EDWARDS:

19 Q. And did that give you further reason to
20 want to speak to Ghislane Maxwell?

21 MR. PAGLIUCA: Object to form and
22 foundation.

23 THE WITNESS: Correct. I wanted to speak
24 with everyone in the home and everyone
25 associated with Jeffrey Epstein.

1 JOSEPH RECAREY - CONFIDENTIAL

2 anything that's found that has any kind of
3 identifiers, any kind of names, phone numbers,
4 anything that could be used to identify further
5 victims and/or to corroborate what the information
6 we already obtained, that information would be kept.

7 Q. Okay.

8 A. Be followed up on.

9 Q. You testified earlier about certain pieces
10 of paper that had Ghislane Maxwell's name on it that
11 were obtained.

12 Are the documents that are listed, the
13 first one, two, three, four pages of Exhibit 8, some
14 of the documents that you're referring to?

15 MR. PAGLIUCA: Object to form and
16 foundation.

17 THE WITNESS: That is correct.

18 BY MR. EDWARDS:

19 Q. And if we go through this stack of
20 documents, if you could just review them and tell me
21 if these are some of the items obtained through the
22 trash pulls at Jeffrey Epstein's home?

23 MR. PAGLIUCA: Object to form and
24 foundation.

25 THE WITNESS: That is correct. This is --

1 JOSEPH RE CAREY - CONFIDENTIAL

2 these items were collected in the trash pull.

3 BY MR. EDWARDS:

4 Q. Okay. And these are items that you felt
5 had some evidentiary value?

6 MR. PAGLIUCA: Object to form and
7 foundation.

8 THE WITNESS: Yes.

9 BY MR. EDWARDS:

10 Q. Were there other items within the trash
11 that were discarded as not having any apparent
12 evidentiary value?

13 A. Correct. There was stuff like food trash
14 we're not going to keep. You know, an apple core.
15 None of that's going to be kept.

16 Q. Okay. And when you took this stuff into
17 evidence, how was it maintained?

18 A. It was placed in a -- in a sealed
19 container, a sealed Ziploc, and placed into
20 evidence.

21 Q. And then was that file later transferred
22 to the State Attorney's Office or the FBI?

23 MR. PAGLIUCA: Object to form and
24 foundation.

25 THE WITNESS: It was collected by the FBI.

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C E R T I F I C A T E

STATE OF FLORIDA)

: ss

COUNTY OF MIAMI-DADE)

I, KELLI ANN WILLIS, a Registered Professional, Certified Realtime Reporter and Notary Public within and for The State of Florida, do hereby certify:

That JOSEPH RECAREY, the witness whose deposition is hereinbefore set forth was duly sworn by me and that such Deposition is a true record of the testimony given by the witness.

I further certify that I am not related to any of the parties to this action by blood or marriage, and that I am in no way interested in the outcome of this matter.

IN WITNESS WHEREOF, I have hereunto set my hand this 24th day of June, 2016.

KELLI ANN WILLIS, RPR, CRR



EXHIBIT 14
(Filed Under Seal)

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

- - - - - x
VIRGINIA L. GIUFFRE,

Plaintiff,

Case No. :
15-cv-07433-RWS

-against-

GHISLAINE MAXWELL,

Defendant.

- - - - - x

****CONFIDENTIAL****

Videotaped deposition of RINALDO RIZZO, taken pursuant to subpoena, was held at the law offices of Boies Schiller & Flexner, 333 Main Street, Armonk, New York, commencing June 10, 2016, 10:06 a.m., on the above date, before Leslie Fagin, a Court Reporter and Notary Public in the State of New York.

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MAGNA LEGAL SERVICES
1200 Avenue of the Americas
New York, New York 10026
(866) 624-6221



1 R. Rizzo - Confidential

2 even Nadia. And what I found very repulsive,
3 out of the ordinary, was Nadia was wearing a
4 swimsuit that was very revealing and
5 basically, her bottom basically went up her
6 butt, revealing all of her buttocks. So
7 again, in the context not very appropriate
8 for the situation.

9 Q. Could you tell the relationship of
10 age between the three girls that you have
11 described and Nadia, for instance?

12 MR. PAGLIUCA: Object to the form
13 and foundation.

14 A. Nadia seemed to be a bit older, I
15 would say.

16 Q. How does this end, or is there,
17 what do you do next? How does this meeting
18 that you've just described break up?

19 A. I asked to excuse myself and asked
20 where the bathroom was, so I'm pointed inside
21 the house, to go inside the house to the
22 bathroom.

23 I walk in there, and I walk, as I'm
24 walking to the bathroom, what caught my eye,
25 and I had to take a double lock, there were

1 R. Rizzo - Confidential

2 pictures of naked women, half-dressed girls.

3 So I went to the bathroom, again, from

4 someone, myself working in private service, I

5 always know in houses there are cameras, so

6 again, I was very reluctant to stare, because

7 you never know when you are on camera.

8 So I used the bathroom, and I came

9 out, and you know, curiosity got the best of

10 me, and I leaned over and started looking at

11 these pictures for a brief minute, and it was

12 just so coincidental that as I did that, Ms.

13 Maxwell enters, and she immediately says to

14 me that Jeffrey would like for me to rejoin

15 the party immediately.

16 Q. How many pictures of nude females

17 did you see in Jeffrey Epstein's home?

18 MR. PAGLIUCA: Object to the form

19 and foundation.

20 A. I can't recall the exact number.

21 Q. Can you describe the pictures that

22 you saw in terms of what the people, what the

23 people or person within the picture was

24 wearing, what the age range would be of the

25 person that's in the photograph, any poses,

1 R. Rizzo - Confidential

2 Q. Did you learn whether your
3 perception was correct?

4 MR. PAGLIUCA: Same objection.

5 A. It was younger. Yes, I did.

6 Q. How old was this girl?

7 A. 15 years old.

8 Q. What happens next when Ghislaine
9 Maxwell and Jeffrey Epstein and a 15-year-old
10 girl walk into Eva Anderson's home?

11 MR. PAGLIUCA: Object to the form.
12 Foundation.

13 A. They proceed into the dining room
14 area, which is across from the living room
15 area. I go into the kitchen and I hear a
16 conversation start. Very muffled, I could
17 not hear any particulars about the
18 conversation whatsoever.

19 My wife and I are in the kitchen
20 preparing the evening meal. Eva brings the
21 young girl into the kitchen. In the kitchen,
22 there is an island with three barstools. Eva
23 instructs the young girl to sit to the
24 furthest barstool on the right.

25 Q. Describe for me what the girl

1 R. Rizzo - Confidential

2 looked like, including her demeanor and
3 anything else you remember about her when she
4 walks into the kitchen.

5 A. Very attractive, beautiful young
6 girl. Makeup, very put together, casual
7 dress. But she seemed to be upset, maybe
8 distraught, and she was shaking, and as she
9 sat down, she sat down and sat in the stool
10 exactly the way the girls that I mentioned to
11 you sat at Jeffrey's house, with no
12 expression and with their head down. But we
13 could tell that she was very nervous.

14 Q. What do you mean by distraught and
15 shaking, what do you mean by that?

16 A. Shaking, I mean literally
17 quivering.

18 Q. What happens next?

19 A. We were, again, the absurdity,
20 never introduced. Like you would walk into a
21 room and say this is -- so my wife and I are
22 in the kitchen and this young girl is sitting
23 there. It was a very uncomfortable moment.
24 I look at my wife. And so I want to ease the
25 moment, and so I introduced myself and I

1 R. Rizzo - Confidential

2 introduced my wife, and she doesn't really
3 respond.

4 And I asked her, are you okay? And
5 she doesn't really respond. Nothing verbal,
6 no cues, her head is still down. I ask her
7 if she would like some water, tissue,
8 anything, and she basically doesn't respond.

9 Q. You ask her for a tissue?

10 A. If she would like a tissue or some
11 water at the time.

12 Q. Was she crying at the time?

13 A. My perception, she was on the verge
14 of crying. And I'm trying to loosen the
15 situation every way I know how, so the only
16 way I knew how, and I thought maybe this will
17 comfort her, I said oh, by the way, do you
18 work for Jeffrey.

19 And she says that, I guess kind of
20 made her feel comfortable, because maybe it
21 was that comment or my persistence, and she
22 said yes. So I said, what do you do? And
23 she says I'm Jeffrey's executive assistant,
24 personal assistant. Which, from looking at
25 her, just didn't seem to suit.

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2 And I blurted out: You're his
3 executive personal assistant? What do you
4 do? And she says I was hired as his
5 executive personal assistant. I schedule his
6 appointments.

7 And I'm shocked, and I blurt out:
8 You seem quite young, how did you get a job?
9 How old are you? And she says to me, point
10 blank: I'm 15 years old.

11 And I said to her: You're 15 years
12 old and you have a position like that? At
13 that point she just breaks down hysterically,
14 so I feel like I just said something wrong,
15 and she will not stop crying. My wife and I
16 were at a loss for words, and I keep on
17 trying to console her, and nothing I was
18 saying, are you all right, do you need a
19 tissue, do you need water, consoles her.

20 And then in a state of shock, she
21 just lets it rip, and what she told me was
22 just unbelievable.

23 Q. What did she say?

24 MR. PAGLIUCA: Object to the form
25 and foundation.

1 R. Rizzo - Confidential

2 A. She proceeds to tell my wife and I
3 that, and this is not -- this is blurting
4 out, not a conversation like I'm having a
5 casual conversation. That quickly, I was on
6 an island, I was on the island and there was
7 Ghislaine, there was Sarah, she said they
8 asked me for sex, I said no.

9 And she is just rambling, and I'm
10 like what, and she said -- I asked her, I
11 said what? And she says yes, I was on the
12 island, I don't know how I got from the
13 island to here. Last afternoon or in the
14 afternoon I was on the island and now I'm
15 here. And I said do you have a -- this is
16 not making any sense to me, and I said this
17 is nuts, do you have a passport, do you have
18 a phone?

19 And she says no, and she says
20 Ghislaine took my passport. And I said what,
21 and she says Sarah took her passport and her
22 phone and gave it to Ghislaine Maxwell, and
23 at that point she said that she was
24 threatened. And I said threatened, she says
25 yes, I was threatened by Ghislaine not to

1 R. Rizzo - Confidential

2 discuss this.

3 And I'm just shocked. So the
4 conversation, and she is just rambling on and
5 on, again, like I said, how she got here, she
6 doesn't know how she got here. Again, I
7 asked her, did you contact your parents and
8 she says no.

9 At that point, she says I'm not
10 supposed to talk about this. I said, but I
11 said: How did you get here. I don't
12 understand. We were totally lost for words.

13 And she said that before she got
14 there, she was threatened again by Jeffrey
15 and Ghislaine not to talk about what I had
16 mentioned earlier, about -- again, the word
17 she used was sex.

18 Q. And during this time that you're
19 saying she is rambling, is her demeanor
20 continues to be what you described it?

21 A. Yes.

22 Q. Was she in fear?

23 A. Yes.

24 MR. PAGLIUCA: Object to the form
25 and foundation.

1 R. Rizzo - Confidential

2 Q. You could tell?

3 A. Yes.

4 MR. PAGLIUCA: Same objection.

5 A. She was shaking uncontrollably.

6 Q. What happens with this 15-year-old
7 girl next?

8 MR. PAGLIUCA: Object to the form
9 and foundation.

10 A. As she is trying to explain, and
11 I'm asking questions because I'm as feared as
12 she is at this point. We hear people
13 approach and she just shuts up.

14 Q. What happens next?

15 A. Eva comes in and tells her that she
16 will be working for Eva in the city.

17 Q. As what?

18 A. As a nanny.

19 Q. Did you see this girl again?

20 A. Yes.

21 Q. And when?

22 A. On a flight maybe a month or so to
23 Sweden.

24 Q. What was the purpose of the flight?

25 A. We were going to Sweden for the

1 R. Rizzo - Confidential

2 summer.

3 Q. Who was on the flight?

4 A. The Dubin family.

5 Q. As well as this girl?

6 A. Yes.

7 Q. What happens?

8 A. One thing that I forgot to mention
9 is during our initial conversation, I asked
10 her what her name was [REDACTED] she said her name
11 was [REDACTED]

12 Q. What happened with [REDACTED] ?

13 A. We flew to Sweden, we stopped at an
14 airport that we didn't usually stop at and
15 she got off the plane.

16 Q. Just so that I make sure I
17 understand, who it was that she says asked
18 her for sex on the island, who was that?

19 MR. PAGLIUCA: Object to the form.
20 Foundation.

21 A. She didn't specify who asked for
22 sex. She said that they asked for sex.
23 Immediately after that she put Ghislaine and
24 Sarah into the conversation.

25 Q. Taking her passport?

1 R. Rizzo - Confidential

2 A. Yes.

3 Q. From -- are there any other
4 incidents or occurrences that you observed
5 personally with Jeffrey Epstein and Ghislaine
6 Maxwell?

7 MR. PAGLIUCA: Object to the form
8 and foundation.

9 A. Not that I can recall.

10 Q. This last event that you described,
11 what's the timeframe when that occurred?

12 A. Late 2004, 2005.

13 Q. When did you resign your employment
14 from the Dubin family?

15 A. I think roughly October.

16 Q. Of what year?

17 A. 2005.

18 Q. Why?

19 A. My wife and I had discussed these
20 incidents, and this last one was just, we
21 couldn't deal with it.

22 Q. When you left your employment with
23 the Dubin family, did you have a job?

24 A. When we finally left, I stayed on
25 three months after my resignation, I had a

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CERTIFICATE

I HEREBY CERTIFY that RINALDO RIZZO, was duly sworn by me and that the deposition is a true record of the testimony given by the witness.



Leslie Fagin,
Registered Professional Reporter
Dated: June 10, 2016



(The foregoing certification of this transcript does not apply to any reproduction of the same by any means, unless under the direct control and/or supervision of the certifying reporter.)

EXHIBIT 15
(Filed Under Seal)

Confidential

Page 1

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

CASE NO. 15-CV-07433-RWS

-----x

VIRGINIA L. GIUFFRE,

Plaintiff,

v.

GHISLAINE MAXWELL,

Defendant.

-----x

June 3, 2016
9:07 a.m.

C O N F I D E N T I A L

Deposition of DAVID RODGERS, pursuant to notice, taken by Plaintiff, at the offices of Boies Schiller & Flexner, 401 Las Olas Boulevard, Fort Lauderdale, Florida, before Kelli Ann Willis, a Registered Professional Reporter, Certified Realtime Reporter and Notary Public within and for the State of Florida.

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1

DAVID RODGERS

2 flyer person, then you would reduce it to an
3 initial?

4 MR. PAGLIUCA: Object to form and
5 foundation.

6 MR. REINHART: You can answer the
7 question.

8 You can answer the question, if you can
9 answer the question. You are allowed to answer
10 the question, if you understand the question.

11 BY MR. EDWARDS:

12 Q. I'm trying to understand your testimony.

13 Is it, if you came to know that person --

14 A. Uh-huh.

15 Q. -- as a frequent flyer passenger, you
16 would begin to reduce that person's name to an
17 initial at some point?

18 MR. PAGLIUCA: Same objection.

19 THE WITNESS: Well, we don't really have a
20 frequent flyer program that we do, so to speak.
21 A lot of times I would do it because if you
22 would write out everybody's name there is not
23 enough space, you know, to get everybody's name
24 in that little square there.

25

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1 DAVID RODGERS

2 Q. -- is that right?

3 And is that -- is Ghislaine Maxwell
4 somebody that through the years 1995 through 2013
5 was somebody who flew very frequently?

6 A. What were the years again?

7 Q. The years of this book, 1995 --

8 A. I wouldn't say through 2013. But, yes,
9 '95 through 2000 sometime. Probably, I would have
10 to go back and -- well, you can see in there.

11 Q. We will get to it.

12 A. There will be a point where you don't see
13 her much. But to say it went through 2013 would not
14 be accurate.

15 Q. Let's do it this way: The person that you
16 have reflected on numerous notations --

17 A. Yes.

18 Q. -- through here as GM --

19 A. Yes.

20 Q. -- just by the initials, are we able to
21 safely know that that is Ghislaine Maxwell?

22 A. Yes.

23 MR. PAGLIUCA: Object to form and
24 foundation.

25 MR. EDWARDS: Court reporter, did you get

Confidential

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1 DAVID RODGERS

2 the answer?

3 THE REPORTER: Yes. The answer came
4 before the objection.

5 BY MR. EDWARDS:

6 Q. So on the next flight, the next day, from
7 Palm Beach to SAF. Is SAF Santa Fe?

8 A. Yes.

9 Q. And it indicates JE and GM.

10 Are we able to then know that those
11 passengers on that flight were Jeffrey Epstein and
12 Ghislaine Maxwell?

13 A. Yes.

14 MR. PAGLIUCA: Object to form and
15 foundation.

16 BY MR. EDWARDS:

17 Q. And where would you land at SAF? Is that
18 an airport?

19 A. It is an airport.

20 Q. Is it a private airport?

21 A. No. It's -- airlines go in there.

22 Q. Did Jeffrey Epstein also have a landing
23 strip at his property in New Mexico?

24 A. He did at one time.

25 Q. What would that -- do you remember what

Confidential

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1 DAVID RODGERS

2 that code would be?

3 A. I don't believe there was a code.

4 Q. All right. Were there times that you
5 landed either the Gulfstream or the Boeing --

6 A. No.

7 Q. No.

8 MR. REINHART: Let him finish the question
9 before you answer.

10 THE WITNESS: Oh, I'm sorry.

11 BY MR. EDWARDS:

12 Q. Sure. We are doing fine so far. But the
13 court reporter is taking down all of our questions
14 and all of our answers. We are communicating well.

15 A. Okay.

16 Q. But when I go to read this back, we may
17 not get that.

18 A. Okay. Go ahead.

19 Q. So were there times where you landed one
20 of Jeffrey Epstein's planes on his private landing
21 strip at the New Mexico property?

22 A. Yes. But not the Gulfstream and not the
23 Boeing.

24 Q. What plane did you land on his property?

25 A. The Cessna 421. And probably a

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2 9:00, so it is 20 to 11:00 here.

3 BY MR. EDWARDS:

4 Q. So I want to go to page 41, and down to
5 December 9th. Sorry. December 11.

6 A. Okay.

7 Q. Palm Beach to Teterboro.

8 A. Yeah.

9 Q. And who are the passengers?

10 A. Jeffrey Epstein, Ghislaine Maxwell, Emmy
11 Tayler, Virginia.

12 Q. And this appears to be the first time that
13 Virginia's name appears in the log?

14 A. Right.

15 Q. Is there a -- is there a reason why the
16 first time -- I notice that the first time on some
17 of the other passengers, you use a first and last
18 name. Is there any reason why you didn't use her
19 first and last name?

20 A. I probably didn't know her last name.

21 Q. Just didn't catch it.

22 A. Yes.

23 Q. Okay. It was not that somebody told you
24 not to use the last name?

25 A. No. No.

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2 Q. So that flight goes from Palm Beach to
3 Teterboro.

4 Can you remember whether that's the first
5 time that you flew on a plane with Virginia Roberts?

6 MR. PAGLIUCA: Object to --

7 THE WITNESS: I believe it is.

8 MR. PAGLIUCA: Object to form and
9 foundation.

10 BY MR. EDWARDS:

11 Q. Do you remember the flight?

12 A. No.

13 Q. The next flight three days later goes from
14 Teterboro to Virgin Islands with Jeffrey Epstein,
15 Ghislaine Maxwell, Adam Perry Lang, and Virginia; is
16 that right?

17 A. Yes.

18 Q. And below that, it says, "Reposition."
19 What does that mean?

20 A. We were taking the airplane with no
21 passengers to go into maintenance, or an OPS2
22 inspection.

23 Q. Okay. This is -- this is the same
24 Gulfstream, is that right?

25 A. Yes.

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1 DAVID RODGERS

2 Q. How many passengers would that Gulfstream
3 allow?

4 A. Twelve passengers, I believe.

5 Q. And do you know how Jeffrey Epstein,
6 Ghislaine Maxwell, Adam Perry Lang, and Virginia get
7 off of St. Thomas or leave the island?

8 A. No. I do not. Probably a charter, I'm
9 guessing.

10 Q. If -- who would fly the -- well, is there
11 any other plane that Jeffrey Epstein was able to
12 access back then that was a private plane?

13 MR. PAGLIUCA: Object to foundation.

14 THE WITNESS: No. At that point in time
15 we don't have the Boeing yet.

16 BY MR. EDWARDS:

17 Q. So how many airplanes did Jeffrey Epstein
18 back then?

19 A. Well, we -- I don't know if we had the 421
20 then. We may or may not have. But it wouldn't --
21 you know, you wouldn't be flying the 421 down to
22 St. Thomas with Jeffrey. It is too long of a
23 flight.

24 Q. The Cessna?

25 A. The Cessna 421, correct.

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1 DAVID RODGERS

2 Q. Okay.

3 A. But I'm not even sure we still had it at
4 this point in time.

5 Q. Yeah. It shows up on the next page. We
6 will get there.

7 A. Does it? Okay.

8 So then, yes, the answer is, yeah, we
9 still had the airplane. But we wouldn't have used
10 that.

11 Q. So is there any way of telling how Jeffrey
12 Epstein, Ghislaine Maxwell, Adam Perry Lang, and
13 Virginia were in the Virgin Islands on that, from
14 December 14th, 2000 --

15 MR. PAGLIUCA: Object to foundation.

16 BY MR. EDWARDS:

17 Q. -- based on your knowledge or your logs or
18 anything else?

19 A. No, I wouldn't have any way of knowing.

20 Q. Okay.

21 A. Because the next flight that they are on
22 was like this Palm Beach one, January 16th. So I
23 wouldn't have any idea.

24 Q. Okay. To your knowledge, did Jeffrey
25 Epstein ever fly commercially?

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2 A. He probably has. Back then at this time,
3 I'm going to say probably not. But I know that he
4 has flown commercially. But usually that would be
5 like going to Europe, maybe.

6 Q. Okay. January 16th through the 25th,
7 those flights, do you see that block that I'm
8 talking about?

9 A. Yes.

10 Q. Jeffrey Epstein, Ghislaine Maxwell, Emmy
11 Tayler, and then at times Shelly Lewis, do you see
12 that?

13 A. Yes, right.

14 Q. The 25th it lands in Teterboro. And the
15 next day, on the 26th, leaves out of Teterboro with
16 Jeffrey Epstein, Ghislaine Maxwell, Emmy Tayler, and
17 Virginia Roberts. This time you wrote the whole
18 name.

19 A. Right. Right.

20 Q. So when you write the full name, does that
21 signify -- that's when you may have learned her last
22 name?

23 A. Correct.

24 Q. And do you know how she -- how she got up
25 to New Jersey or New York?

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2 A. I do not. I would guess the airlines.

3 Q. At this point in time, did you know what
4 her -- what her relationship was with Jeffrey
5 Epstein or Ghislaine Maxwell?

6 MR. PAGLIUCA: Object to form.

7 THE WITNESS: No.

8 BY MR. EDWARDS:

9 Q. Did you -- was she a masseuse?

10 MR. PAGLIUCA: Object to foundation.

11 THE WITNESS: I -- I'm not sure what she
12 was.

13 BY MR. EDWARDS:

14 Q. Did you form any -- any belief that she
15 was a friend or a business associate or anything?

16 MR. PAGLIUCA: Object to foundation.

17 THE WITNESS: Well, I mean, we had a lot
18 of people on the airplane. And Virginia was
19 just another one of those passengers.

20 BY MR. EDWARDS:

21 Q. Okay. So on the 26th, flies to Palm
22 Beach. And then -- and then I guess the 27th --

23 A. Right.

24 Q. -- leaves from Palm Beach to the Virgin
25 Islands --

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2 A. Yes.

3 Q. -- with Jeffrey Epstein, Ghislaine
4 Maxwell, Emmy Tayler, and Virginia Roberts, right?

5 A. Yes.

6 Q. And on the 30th, you fly it back. That's
7 still the Gulfstream, right?

8 A. Yes.

9 Q. From the Virgin Islands to Palm Beach with
10 the same four passengers, correct?

11 A. Yes.

12 Q. And that's Jeffrey Epstein, Ghislaine
13 Maxwell, Emmy Tayler, and Virginia Roberts?

14 A. Correct.

15 Q. And then what happens to that plane, the
16 Gulfstream, for the next month, from February 1st
17 through March 5th?

18 A. Well, I don't know what happened to it,
19 but I'm -- from, looks like February 17th, I'm going
20 to school to get a type rating on the Boeing. And
21 I'm gone for about three weeks.

22 Q. So this is when you're doing a simulator
23 on the Boeing?

24 A. Correct.

25 Q. And getting your certification to fly the

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2 Boeing?

3 A. Yes.

4 Q. The Boeing, was that previously owned by
5 The Limited or Les Wexner?

6 A. I'm not sure of the company name,
7 officially. But probably, yes.

8 Q. Some association with him?

9 A. Some association, yes.

10 Q. Do you know who flew the Gulfstream while
11 you were doing the simulator?

12 A. Well, it would have been Larry Visoski,
13 I'm not sure who the first officer was.

14 Q. Do you know if any logs were kept of the
15 passengers' names?

16 A. While I was at school?

17 Q. Right, while you were at school.

18 A. There probably were logs, but I don't know
19 where they are.

20 Q. Have you ever spoken with Larry about
21 whether he kept names of passengers?

22 A. I don't think he does.

23 Q. Do you know where Larry Visoski flew the
24 Gulfstream for the month that you were --

25 A. No.

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2 Q. Sorry. Just let me finish my question. I
3 know I was getting it out slow.

4 -- but for the month that you were
5 training on the Boeing?

6 A. No.

7 Q. All right. So the last flight that you
8 took in the Gulfstream before you began, before you
9 flew the Cessna for a day, I guess, right, from
10 Santa Fe to DFW --

11 A. Right.

12 Q. -- February 3rd --

13 A. Yes.

14 Q. And that's the Cessna with 908GM tail
15 number?

16 A. Yes.

17 Q. The last flight that you flew on the
18 Gulfstream was the flight back from St. Thomas with
19 Jeffrey Epstein, Ghislaine Maxwell, Emmy Tayler, and
20 Virginia Roberts, right?

21 A. Uh-huh.

22 Q. And then the next time that you're on the
23 plane is -- on the Gulfstream is when?

24 A. It looks like March the 5th.

25 Q. And who are the passengers on that flight?

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1 DAVID RODGERS

2 Where is it going to?

3 A. Jeffrey Epstein, Ghislaine Maxwell, Emmy
4 Tayler, Virginia Roberts.

5 Q. And then there's notation of Gary
6 Roxborough?

7 A. Yes.

8 Q. Do you know why that is?

9 A. Yeah. He was the first officer.

10 Q. Why did he become the first officer?

11 A. Because Larry was probably in training for
12 the Boeing.

13 Q. Okay. You took -- you alternated?

14 A. Right. We didn't go at the same time.

15 Q. All right. Then the Gulfstream has the
16 same aircraft make and model. That's the same
17 Gulfstream airplane, right?

18 A. Yes.

19 Q. But the aircraft identification mark
20 changes --

21 A. Correct.

22 Q. -- on March 5th, 2001.

23 A. Correct.

24 Q. And it changes to N -- it changes from
25 N908JE to N909JE.

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2 A. Yes.

3 Q. Why was that?

4 A. Because the N908JE went to the Boeing.
5 That was going to be on the Boeing now.

6 Q. And the new number for N909JE was
7 transferred to the Gulfstream?

8 A. Correct.

9 Q. And where does that first flight on the
10 5th go?

11 A. From Palm Beach to Stephenville up in
12 Newfoundland for a fuel stop.

13 Q. Okay. And then how do you know it is a
14 fuel stop?

15 A. Because we are going to Paris, and so we
16 have to stop there for fuel.

17 Q. Okay. I know how -- I know how you would
18 know that. But is there any indication on any of
19 the numbers that go off to the right that would tell
20 me that it's a fuel stop as opposed to --

21 A. No.

22 Q. No? Okay. All right. So there's no way
23 after today's deposition I can look at any of the
24 numbers; it's not going to tell me what it was for?

25 A. No. No. And it's -- obviously it looks

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2 different, because one day is the 5th; one day is
3 the 6th. But we landed there like at 11:50 at
4 night. And then when we took off, it was, you know,
5 the next day.

6 Q. Okay. Got it.

7 And then where do you go the next day?

8 A. We went from Stephenville to
9 Paris-Le Bourget.

10 Q. And who were the passengers going to
11 Paris?

12 A. Jeffrey Epstein, Ghislaine Maxwell, Emmy
13 Tayler, and Virginia Roberts.

14 Q. And then what's the next flight?

15 A. On the 8th, from Paris to -- I believe
16 that is in Spain.

17 Q. Granada, Spain?

18 A. Granada, Spain. Correct.

19 Q. Okay. And who are the passengers on that
20 trip?

21 A. Jeffrey Epstein, Ghislaine Maxwell, Emmy
22 Tayler, Virginia Roberts, Alberto and Linda Pinto,
23 one female, and Ricardo, it looks like Orieta.

24 Q. And then what's the next flight?

25 A. From there to Tangiers. From Granada to

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2 Tangiers.

3 Q. When you landed -- sorry to go back --
4 when you landed in -- what did we say LEGR was?

5 A. Granada, Spain.

6 Q. Where did -- where did you stay? Where do
7 you stay on those trips?

8 A. We didn't stay. We left the same day, I
9 believe.

10 Q. Okay. What if we go back to one flight to
11 LFPB?

12 A. Uh-huh. LFPB.

13 Q. That's Paris?

14 A. Yeah. We stayed in Paris.

15 Q. And do --

16 A. We stayed there.

17 Q. Do you know -- do you stay at the same
18 location where Jeffrey Epstein, Ghislaine Maxwell,
19 Emmy Tayler, and Virginia Roberts stay?

20 A. No.

21 Q. Where do you stay while you are in Paris?

22 A. Hotel.

23 Q. Where do they say?

24 MR. PAGLIUCA: Object to foundation.

25 THE WITNESS: He has a place there, in

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2 Paris.

3 BY MR. EDWARDS:

4 Q. Okay. Jeffrey Epstein has a home or a
5 house in Paris?

6 A. Right.

7 Q. Okay. Have you been to it?

8 A. Yes, I believe I have.

9 Q. Have you ever stayed there?

10 A. No.

11 Q. And getting to and from the airport, were
12 you ever in the car riding to or from the airport in
13 Paris with Jeffrey Epstein?

14 A. No.

15 Q. So going down to the 9th, then, where is
16 that flight?

17 A. That is from Tangiers to London Luton
18 Airport.

19 Q. And is Luton Airport, is that a major
20 airport?

21 A. For general aviation it is. There is
22 airline service in there, but it is not a huge one,
23 for sure.

24 Q. Who were the passengers?

25 A. Jeffrey Epstein, Ghislaine Maxwell, Emmy

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2 Tayler, and Virginia Roberts.

3 Q. And am I reading this correctly that the
4 next flight is two days later, on the 11th?

5 A. Yes.

6 Q. And where does the flight on the 11th go?

7 A. From Luton to Bangor, Maine.

8 Q. All right. While in London, do you know
9 what Jeffrey Epstein, Ghislaine Maxwell, Emmy
10 Tayler, and Virginia Roberts did?

11 A. No, I do not.

12 Q. Do you know who they saw?

13 A. No, I do not.

14 Q. After the flight to Maine, where is the
15 next flight?

16 A. Maine is from Bangor to Teterboro the same
17 day.

18 Q. Okay.

19 A. So that was a fuel stop.

20 MR. EDWARDS: All right. We are at a good
21 time to stop. The videographer has to change
22 tapes.

23 THE WITNESS: Okay.

24 MR. EDWARDS: So we why don't we take a
25 five-minute break.

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2 THE WITNESS: Okay.

3 THE VIDEOGRAPHER: Off the record at
4 10:57.

5 (Thereupon, a recess was taken, after
6 which the following proceedings were held:)

7 THE VIDEOGRAPHER: This is the beginning
8 of Disk 2. On the record at 11:12.

9 BY MR. EDWARDS:

10 Q. Sure. If we go back to page 41,
11 December 7th, 2000.

12 MR. PAGLIUCA: Give us a Bates page,
13 please.

14 MR. EDWARDS: Right, 41. For the
15 remainder, when I say "page," I'm really just
16 referring to the Bates number.

17 BY MR. EDWARDS:

18 Q. So page 41, December 7th, 2000.

19 A. Okay.

20 Q. Do you see that?

21 Where was that flight going from and to?

22 A. Luton to -- Luton -- that's going into
23 Marham Air Force Base.

24 Q. Do you remember why you would have flown
25 into the Air Force base?

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2 A. We flew in there to drop the passengers
3 off. And then these passengers that were on there,
4 we dropped them off. And then -- let's see. We
5 repositioned.

6 I don't remember. We dropped passengers
7 off, and we had to leave, I believe.

8 Q. Okay. That was --

9 A. We weren't allowed to stay there.

10 Q. That was Tom Pritzker?

11 A. Yes.

12 Q. And then did you also drop off Jeffrey
13 Epstein, Ghislaine Maxwell, Kelly Spamm?

14 A. Yes.

15 Q. Okay.

16 A. I believe everyone got off the airplane
17 there.

18 Q. And where did you reposition to?

19 A. It says, "Positioned in Norwich, England."
20 I guess it's Norwich.

21 Q. Sandringham, that is what it says right
22 above that. What is that?

23 A. Sandringham. I believe Sandringham is the
24 estate that the queen has --

25 Q. Okay.

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2 A. -- near there.

3 Q. All right. And the flight on
4 December 9th --

5 A. Uh-huh.

6 Q. That's Jeffrey Epstein, Ghislaine Maxwell,
7 Emmy Tayler, Kelly Spamm?

8 A. Right.

9 Q. And then what did you write in the
10 parenthesis under that?

11 A. "Blowing snow on runway." It was a great
12 weird phenomenon that happened that night.

13 Q. And then you're leaving out of that
14 Sandringham Airport; is that right?

15 A. We are -- which one are you on?

16 Q. On the 9th.

17 A. On the 9th --

18 Q. The first entry on the 9th.

19 A. The 9th, we're leaving, looks like
20 Norwich, England, I believe, EGSB, and we go to
21 Gander, Newfoundland --

22 Q. Okay?

23 A. -- for a fuel stop.

24 Q. I think before we took a break that we
25 were on page 43.

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2 A. Uh-huh.

3 Q. And the flight that began in Palm Beach,
4 before going to Paris and Belgium, Tangier, I think
5 you told me, it ended up in Maine --

6 A. Correct.

7 Q. -- on March 11th, 2001.

8 A. Right.

9 Q. Or, sorry, it ended up in Teterboro.

10 A. Teterboro.

11 Q. Okay. And then on the 15th, you fly
12 from -- on the Gulfstream out of Teterboro to ISP.
13 Do you know where that is?

14 A. Islip, New York.

15 Q. Okay. And Virginia Roberts was on the
16 flight that landed in Teterboro on the 11th,
17 correct?

18 MR. PAGLIUCA: Object to form and
19 foundation.

20 THE WITNESS: Yes.

21 BY MR. EDWARDS:

22 Q. But leaving out of Teterboro, she's not
23 one of the passengers on the flight.

24 A. No.

25 Q. Any idea where she went?

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2 A. No.

3 Q. Okay.

4 MR. PAGLIUCA: Are you referring to
5 Bates 0041, the 11th through 14th? Is that
6 what you're talking about?

7 MR. EDWARDS: Forty-three.

8 MR. PAGLIUCA: Forty-three.

9 MR. EDWARDS: March 11th and March 15th,
10 2001.

11 MR. REINHART: If it will help there, the
12 flight numbers column, like the fifth or sixth
13 column over, are sequentially numbered and
14 unique numbers. So if you want to just say
15 "flight 1468" --

16 MR. EDWARDS: Okay.

17 MR. REINHART: -- that might help
18 everybody --

19 MR. EDWARDS: Right.

20 MR. REINHART: -- follow along.

21 MR. EDWARDS: Okay. Thanks, Bruce.

22 MR. REINHART: Uh-huh.

23 BY MR. EDWARDS:

24 Q. So the flight now that I'm talking about
25 that leaves out of Teterboro on the 15th, flight

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2 No. 1471 --

3 A. Right.

4 Q. -- the passengers appear to be Jeffrey
5 Epstein, Ghislaine Maxwell, Adam Perry Lang, Alexia
6 Wallert and Banu Cukuglu?

7 A. I think so.

8 Q. Do you remember Banu?

9 A. I definitely remember that. It was a hard
10 name to spell.

11 Yeah. Sort of, I guess. I mean, if she
12 walked in right now, I probably wouldn't recognize
13 her.

14 Q. Well, it has been since 2001, so --

15 A. Yeah, I know.

16 Q. Okay. So then the next flight is 1472.

17 Where is that? Where is that going?

18 A. From Islip to Lake City, Florida.

19 Q. All right. And the passengers, again, are
20 who?

21 A. Jeffrey Epstein, Ghislaine Maxwell, Adam
22 Perry Lang, Alexia Wallert and Banu Cukuglu,
23 whatever her name is.

24 Q. Did you know what relationship she had, if
25 at all, with Jeffrey Epstein?

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2 A. No. No.

3 Q. Do you remember an Ed Tuttle?

4 A. Yes.

5 Q. And who was he?

6 A. I believe Ed was a, probably in
7 construction. I think he may have been around
8 before the Jeffrey -- well, let me think.

9 Q. If we skip down to March 16th, I see his
10 name. So I don't know if that's going to help you.

11 A. I believe -- I believe Ed Tuttle was like
12 maybe an architect, or somewhere in the
13 construction, real estate side, I believe.

14 Q. Okay. So flight No. 1477 --

15 A. Uh-huh.

16 Q. -- from LaGuardia to Palm Beach, is that
17 Jeffrey Epstein, Ghislaine Maxwell, Emmy Tayler, Joe
18 Pagano, Eva Dubin?

19 A. Yes.

20 Q. Celina Dubin?

21 A. Yes.

22 Q. Jordan Dubin?

23 A. Right.

24 Q. Maya Dubin and two nannies?

25 A. Yes.

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2 Q. And Alexia Wallert? Is that what that is?

3 A. I would assume so, yes, AW.

4 Q. That is sort of what we talked about in
5 the beginning, where Alexia Wallert appears in full
6 name at the top --

7 A. Right.

8 Q. -- and it's AW, AW, AW.

9 A. And there's no room to write her name out
10 there --

11 Q. Right.

12 A. -- so she's AW.

13 Q. Okay. And then the next flight, the 27th,
14 leaves out of Palm Beach. Who are our passengers on
15 that flight and where's it going? 1478 is the
16 flight.

17 A. Yeah. Jeffrey Epstein, Ghislaine Maxwell,
18 Emmy Tayler, Virginia Roberts, two females, Banu,
19 and that's it.

20 Q. And do you know, in New York, when that
21 plane lands in Teterboro, where do you stay when the
22 plane is up there?

23 A. It is 2001. At an apartment there.

24 Q. Did you have your own apartment?

25 A. Yes.

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2 Q. Or did you stay at one of Jeffrey
3 Epstein's apartments?

4 A. No. It was his apartment, Jeffrey's
5 apartment.

6 Q. Was that one of the apartments at 301 East
7 66th Street?

8 A. Yes.

9 Q. And did any of the other passengers from
10 that flight, that 1478, did any of them stay at any
11 of those apartments?

12 A. Yeah. Emmy would have. Virginia probably
13 did.

14 Q. Did you see Virginia stay at the
15 apartment?

16 A. I don't know.

17 Q. When you were in New York and you left
18 from the airport, did you ride in the same car with
19 Virginia?

20 A. Not usually. I mean, I don't know if we
21 ever did. It's possible we did.

22 Q. Do you know whether Virginia Roberts
23 stayed at Jeffrey Epstein's townhouse or whether
24 Virginia Roberts stayed at the apartments?

25 MR. PAGLIUCA: Object to form.

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2 THE WITNESS: I don't know for sure.

3

4 BY MR. EDWARDS

5 Q. Can you recollect riding in a car with
6 her, or can you recollect whether she got in a car
7 with anyone else?

8 MR. PAGLIUCA: Object to form.

9 THE WITNESS: I can't.

10 MR. EDWARDS: Okay.

11 MR. REINHART: I'm sorry. Are you asking
12 about that specific trip or --

13 MR. EDWARDS: Sorry.

14 BY MR. EDWARDS:

15 Q. I mean that specific trip.

16 A. No. I can't.

17 Q. How about in general at any time?

18 A. No. I don't recall. I mean, I can
19 recall, I would ride sometimes with Emmy, with Adam
20 I remember them being in the car. But, again, that
21 was unusual. Usually it would just be Larry and
22 myself. But on occasion, you know, somebody might
23 ride with us.

24 Q. When you would stay at the apartment in
25 New York on East 66th Street, would it always be in

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2 the same apartment?

3 A. Yes.

4 Q. All right. There are multiple apartments
5 owned by Jeffrey Epstein?

6 A. At that time, it was the same apartment.

7 Q. Okay. Have you stayed in other apartments
8 since that time?

9 A. Yes.

10 Q. All at that East 66th Street location?

11 A. Yes. I really don't -- I don't have an
12 apartment there now. We haven't gone there since
13 probably 2008.

14 Q. How about Banu? Would she have stayed at
15 301 East 66th Street?

16 MR. PAGLIUCA: Object to foundation.

17 THE WITNESS: Most likely.

18 BY MR. EDWARDS

19 Q. Why do you say that?

20 A. Well, if she's on the plane with us on
21 multiple trips, then most likely she probably stayed
22 there.

23 Q. Have you been to Jeffrey Epstein's
24 townhouse as 9 East 71st Street?

25 A. Yes.

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2 Q. And it's a pretty big place, right?

3 A. Pretty big.

4 Q. And it has numerous bedrooms?

5 A. Yes.

6 Q. Any reason why Banu would not have been
7 staying there?

8 MR. PAGLIUCA: Object to foundation.

9 THE WITNESS: I don't know.

10 BY MR. EDWARDS

11 Q. I'm just trying to get to, is there a
12 reason why you believe that Banu would have, I think
13 you said, probably have stayed at the apartment
14 versus the townhouse?

15 A. Well, I only say that because Emmy, you
16 know, stayed there.

17 Q. Stayed where?

18 A. At the -- at our apartments.

19 Q. Okay.

20 A. I'm pretty sure Adam, yeah, Adam stayed
21 there at the time. So most of the people that were
22 regulars on the flight, they would stay there in the
23 apartments.

24 Q. Okay. But do you remember Virginia or
25 Banu staying in the apartments?

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2 A. I do not specifically.

3 Q. Okay. The next flight on the next day,
4 1479, is flying from Teterboro to Santa Fe; is that
5 right?

6 A. Yes.

7 Q. And who are those passengers?

8 A. Jeffrey Epstein, Ghislaine Maxwell, Adam
9 Perry Lang, Virginia Roberts, Banu, Marvin Minsky,
10 Henry Jarecki.

11 Q. Do you remember Marvin and Henry?

12 A. I remember Henry. I don't really remember
13 Marvin.

14 Q. Okay. And then two days later -- again,
15 where would you have stayed if you landed in
16 Santa Fe on March 29th, 2001?

17 A. Probably would have stayed at the ranch.

18 Q. At the Zorro Ranch?

19 A. Yes.

20 Q. All right. Did the other passengers that
21 were on the plane, Jeffrey Epstein, Ghislaine
22 Maxwell, Adam Perry Lang, Virginia Roberts, Banu --
23 I'm not evening going to try her last name --

24 A. Right.

25 Q. -- Marvin Minsky and Henry Jarecki also

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2 have stayed at the ranch?

3 MR. PAGLIUCA: Object to foundation.

4 THE WITNESS: I'm going to say most likely
5 they did.

6 BY MR. EDWARDS

7 Q. Was there any other location in Santa Fe
8 where you are aware passengers would have stayed?

9 A. Not that I'm aware of.

10 Q. If you were all going to the same place,
11 is that an occasion where you would all ride in the
12 same vehicle from the airport to the ranch?

13 MR. PAGLIUCA: Object to foundation.

14 THE WITNESS: I don't know.

15 BY MR. EDWARDS

16 Q. You would still right in separate
17 vehicles?

18 A. Right. Because it takes us about an hour
19 to finish up at the airport.

20 Q. And then the 31st, so two days?

21 A. Let me go back to that one --

22 Q. Sure.

23 A. -- and say, it is possible. I think Adam
24 has ridden with us before. So I couldn't swear that
25 one way or the other. But he has probably ridden

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2 with us before to the airport; to or from the
3 airport.

4 Q. Two days later, flight No. 1408 out of
5 Santa Fe to Palm Beach, who were the passengers
6 there?

7 A. Jeffrey Epstein, Ghislaine Maxwell, Prince
8 Andrew, Virginia Roberts, Nadia Bjorlin, Henry
9 Jarecki, Marvin Minsky.

10 Q. Do you remember when you were at the ranch
11 Nadia Bjorlin arriving?

12 A. I would assume that she airlined in there.

13 Q. Do you remember her at the ranch? Did she
14 perform for you or anything?

15 A. No.

16 I don't remember her at the ranch. I
17 mean, I'm sure she was there. I just don't
18 remember.

19 Q. Okay. Do you remember a person named
20 Heather Mann? She's found on flight 1438 next to
21 Lydia.

22 A. Heather Mann, not really.

23 Q. Okay. The next flight, on page 45, is
24 1488. The flight number. April 9th, 2001.

25 A. Right.

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2 Q. Where does that flight take off from and
3 where does it go?

4 A. Palm Beach to Atlantic City.

5 Q. Who is on that flight?

6 A. Jeffrey Epstein, Emmy Tayler, Virginia
7 Roberts, Banu and Johanna.

8 Q. Do you remember Johanna Sjoberg?

9 A. I don't.

10 Q. On that same day, you take a flight to
11 Teterboro?

12 A. Right.

13 Q. Did you go to the casinos at all that day?

14 A. I don't think so.

15 Q. Would that be something that you would do
16 with them? Or you would stay back?

17 A. No. We would stay at the airport.

18 Q. All right.

19 And then two days later, on the 11th,
20 flight 1490, the plane flies out of Teterboro.

21 For that two-day period of time, the night
22 of the 9th and the night of the 10th, would you have
23 stayed at the apartment?

24 MR. PAGLIUCA: Object to foundation.

25 MR. EDWARDS: In New York.

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2 THE WITNESS: I would say, yes.

3 BY MR. EDWARDS:

4 Q. All right. Do you know where Virginia and
5 Banu and Johanna stayed?

6 A. No idea.

7 Q. You can't recollect whether they were --
8 you can't recollect seeing them at the apartments?

9 MR. PAGLIUCA: Object to foundation.

10 THE WITNESS: No.

11 BY MR. EDWARDS:

12 Q. All right.

13 Then on the 11th, you leave from Teterboro
14 and go to where?

15 A. St. Thomas.

16 Q. That is flight 1490. And on that flight,
17 Jeffrey Epstein, Ghislaine Maxwell, Prince Andrew,
18 Banu, Virginia Roberts and Johanna?

19 A. Yes.

20 Q. And that is -- that is a flight -- how
21 does -- how did those passengers get from -- does
22 Jeffrey Epstein have a place in St. Thomas?

23 MR. PAGLIUCA: Object to form.

24 THE WITNESS: Well, yes.

25

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2 BY MR. EDWARDS:

3 Q. Where is that?

4 A. In St. Thomas, he has an office. In St.
5 Thomas.

6 Q. Where does he stay in the Virgin Islands?

7 A. On Little St. James.

8 Q. And how do the passengers get from
9 St. Thomas to Little St. James?

10 A. Most likely, helicopter.

11 Q. How many people does the helicopter fit?

12 A. We didn't own a helicopter then.

13 Probably -- probably 5. It depends,
14 because they had different helicopters. I'm not
15 sure which one they used that day.

16 Q. What is the duration of the flight from
17 St. Thomas to Little St. James?

18 A. About six minutes.

19 Q. What is the duration of a boat trip from
20 Little St. James to St. Thomas?

21 A. Probably about, let's say, 15 to 20
22 minutes. But you are on the east side of the island
23 and the airport is almost to the west side of the
24 island.

25 Q. So you have to almost circle the island?

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2 A. To get from the island by boat, to get
3 to -- there's land there and take a car, it is
4 probably -- it is probably close to an hour, 45
5 minutes for sure.

6 Q. Are there passenger manifests that are
7 kept for the helicopters?

8 MR. PAGLIUCA: Object to foundation.

9 THE WITNESS: I'm not sure. I'm not sure.

10 BY MR. EDWARDS:

11 Q. Back in this time, in around April of
12 2001, did Jeffrey Epstein have a helicopter yet?

13 A. No, he did not have a helicopter.

14 Q. At that time?

15 A. Correct.

16 Q. And so do you remember the name of the
17 company or corporation that they rented or
18 transported?

19 A. I don't. It was the only -- helicopter
20 service there in St. Thomas is no longer there.

21 Q. Okay.

22 A. Air Center Helicopter.

23 Q. Was there a particular person at Air
24 Center Helicopter that you ever coordinated with?

25 A. We would, like, call a dispatcher. Or you

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2 know, whoever picked up the phone, we would call
3 them.

4 Q. All right. So 1491 is a flight from
5 St. Thomas to Palm Beach; is that right?

6 A. Yes.

7 Q. And Gwendolyn Beck is now on that flight?

8 A. Yes.

9 Q. Do you remember that flight at all, 1491?

10 A. Not really.

11 Q. Anything about it stick out in your mind?

12 A. No.

13 Q. All right. The next flight that -- do you
14 remember a female name Kelly Bovina?

15 A. I remember the name, but I don't remember
16 her.

17 Q. Was she an actress as well, do you
18 remember that?

19 A. I don't recall.

20 Q. The next flight I want to direct your
21 attention is 1501, May 3rd, 2001.

22 A. Okay.

23 Q. What is that airport, ADS?

24 A. Addison, Texas. San Antonio, Texas.

25 Q. And who are the passengers on that?

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2 A. Jeffrey Epstein, Virginia Roberts.

3 Q. Do you know how Virginia Roberts got to
4 Addison, Texas?

5 A. No.

6 Q. Was that flight -- was the purpose of that
7 flight only to pick up Virginia Roberts?

8 MR. PAGLIUCA: Object to form and
9 foundation.

10 BY MR. EDWARDS:

11 Q. Can you tell by your logs?

12 A. Not really. Let's see. We -- no, I don't
13 know.

14 Q. The flight previous on the 3rd flies in
15 from where? Where is that?

16 A. Little Rock.

17 Q. Arkansas?

18 A. Correct.

19 Q. So the only passenger on that flight from
20 Little Rock, Arkansas, to Addison, Texas, flight
21 1500, is Jeffrey Epstein, right?

22 A. Right.

23 Q. And then you land in Addison before going
24 to Santa Fe?

25 A. That is actually San Antonio, I believe.

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2 Yes. That is San Antonio, SAT.

3 Q. How long is the flight from Addison to San
4 Antonio?

5 A. I would be guessing, probably an hour.

6 Q. Do you know what the purpose was for
7 landing --

8 A. Well, you know, I can tell you. It is
9 9/10s. Fifty-four minutes.

10 Q. Do you know what the purpose was to be to
11 land in Addison, Texas, before arriving in San
12 Antonio?

13 A. I do not. But it appears that we spent
14 the night in San -- oh, I see what you are saying.
15 No, I don't know. That I went to Addison probably
16 the same day.

17 Q. Went to Addison and picked up Virginia
18 Roberts?

19 A. It looks like it.

20 Q. And then in San Antonio, two days later,
21 who are your passengers on that flight, 1502?

22 A. Jeffrey Epstein, Virginia Roberts.

23 Q. Where do you fly?

24 A. From San Antonio to Palm Beach.

25 Q. And in May, on May 14th, 2001, flight

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2 1506, where is that flight leaving from?

3 A. St. Thomas.

4 Q. And going where?

5 A. Teterboro.

6 Q. And who are your passengers?

7 A. Jeffrey Epstein, Ghislaine Maxwell, Emmy
8 Tayler, Banu, Virginia Roberts and one female.

9 Q. And, again, do you remember who the one
10 female would have been with Virginia Roberts?

11 A. No.

12 Q. Can you tell by this how any of those
13 individuals that were on that flight leaving from
14 the Virgin Islands to Teterboro got to the Virgin
15 Islands?

16 A. No.

17 Q. What were the other possible avenues back
18 in those days for Jeffrey Epstein, Ghislaine Maxwell
19 to travel to the Virgin Islands?

20 A. They could have done a charter, possibly.

21 Q. Okay. Was there ever a time when, it
22 looks like that is the -- that is the Gulfstream
23 that you fly out of the Virgin Islands to Teterboro,
24 correct?

25 A. Correct.

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2 Q. Was there ever a time you were flying the
3 Gulfstream and -- well, let's go back a little bit.

4 A. Okay.

5 Q. On May 7th, at the top.

6 A. Right.

7 Q. Flight 1503, that is the Gulfstream
8 traveling from Palm Beach to CHO?

9 A. That is Charlottesville, I believe,
10 Virginia.

11 Q. And then on that same day from
12 Charlottesville to Teterboro?

13 A. Correct.

14 Q. So when does the Gulfstream get from
15 Teterboro to St. Thomas?

16 A. Hmm, I don't know. Because it appears
17 that I'm on vacation at that time. So I don't know.

18 Q. How did you get to St. Thomas for the 14th
19 to fly?

20 A. Airline.

21 Q. All right. So at some point in time,
22 between May 7th and May 14th --

23 A. Uh-huh.

24 Q. -- somebody flies the Gulfstream to the
25 Virgin Islands.

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2 A. Correct.

3 Q. And who would that be?

4 MR. PAGLIUCA: Object to foundation.

5 THE WITNESS: Larry Visoski and I don't
6 know who the other person would have been.

7 BY MR. EDWARDS:

8 Q. When you pick up passengers in the Virgin
9 Islands and you are taking them to Teterboro, do you
10 speak with Larry Visoski about when he arrived in
11 the Virgin Islands?

12 A. Yeah. Yeah. We would coordinate that. I
13 mean, usually we would go down there together. We
14 would ride in the same airline down.

15 Q. In this particular case, you were on
16 vacation?

17 A. Well, that is true. However, most likely
18 he airlined home once he got to St. Thomas. And
19 then most likely, we drove in a car to Miami and
20 road the same airline down there.

21 Q. That was something that you customarily
22 did?

23 A. Yes.

24 Q. Okay. So then you have -- we have no way
25 of knowing then who the passengers that flew to the

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2 Virgin Islands would have been, if there were any in
3 addition to those that left?

4 A. No.

5 Q. All right. You fly into Teterboro on
6 flight 1506 on May 14th, 2001, and fly out in the
7 Gulfstream on the 24th, 10 days later; is that
8 right?

9 A. Yes.

10 Q. And your passengers, 10 days later flying
11 to Palm Beach are Jeffrey Epstein, Ghislaine
12 Maxwell, Emmy Tayler, Adam Perry Lang and a female.

13 A. Right.

14 Q. Do you know where Virginia Roberts went
15 during that time after she landed in Teterboro on
16 the 14th?

17 A. I do not.

18 Q. Page 47, I'm going to go to flight
19 No. 1510. June 3rd, 2001.

20 Who is on that flight?

21 A. Jeffrey Epstein, Virginia Roberts, Banu.

22 Q. And you are flying from Palm Beach to
23 St. Thomas again?

24 A. St. Thomas, yes.

25 Q. And then from St. Thomas to Teterboro two

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2 days later, on June 5th?

3 A. Jeffrey Epstein, Virginia Roberts, and
4 Banu.

5 Q. All right. And then where is the next
6 flight on the 8th?

7 A. On the 8th, from Teterboro to Montreal.

8 Q. Do you know what -- so Virginia Roberts
9 and Banu were not on the flight on the 8th, right?

10 A. That's correct.

11 Q. Okay. Do you remember the flight on the
12 8th with Naomi Campbell, Rebecca White, Ana Malova?

13 A. Sort of. But not really.

14 Q. Okay. Do you remember who Rebecca White
15 is?

16 A. No.

17 Q. Do you remember how old Rebecca White was?

18 A. No.

19 Q. The next flight I want to direct your
20 attention to is on the 15th of June, flight 1516.

21 A. Uh-huh.

22 Q. Passengers: Jeffrey Epstein, Ghislaine
23 Maxwell, and then does that say Sheridan?

24 A. Yes.

25 Q. Do you remember a passenger named Sheridan

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2 Gibson?

3 A. Possibly.

4 Q. And then it says, Caroline. Do you know
5 who Caroline is?

6 A. I do not.

7 Q. And then one female?

8 A. Yeah, I don't know who the female is.

9 Q. Okay. On the 28th, there is a flight
10 1523.

11 A. Uh-huh.

12 Q. From -- is that Portugal to St. Thomas?

13 A. No. It is the Azores.

14 Q. LPAZ?

15 A. Yes. It was a fuel stop.

16 Q. To St. Thomas?

17 A. Right.

18 Q. And then on that flight is Jeffrey
19 Epstein, Ghislaine Maxwell, Emmy Tayler and Ed
20 Tuttle, right?

21 A. Yes.

22 Q. Six days later, leaving on July 4th from
23 St. Thomas, who are your passengers?

24 A. Jeffrey Epstein, Prince Andrew, Virginia
25 Roberts, one female.

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2 Q. And do you know how Virginia Roberts got
3 to the Virgin Islands?

4 A. No.

5 Q. Is there any -- is it possible that the
6 Cessna took her or the Boeing took her? Or any
7 other aircraft that is owned by Jeffrey?

8 MR. PAGLIUCA: Object to foundation.

9 THE WITNESS: No, I would -- if I had to
10 guess, I would guess the airlines.

11 BY MR. EDWARDS:

12 Q. Okay.

13 A. Well, I know it wasn't the Boeing, because
14 the Boeing is not in operation at that point in
15 time. We hadn't flown it. I mean, it hadn't had
16 any passengers on board yet. That is like in August
17 of 2001.

18 Q. Okay. And the Cessna, did you take that
19 from Florida to the Virgin Islands?

20 A. It has been to the Virgin Islands, but I
21 don't think we ever took any passengers down there.

22 Q. Okay. All right. The next flight is
23 1525.

24 A. Okay.

25 Q. On July 8th, 2001.

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2 A. Okay.

3 Q. That leaves out of Palm Beach?

4 A. Okay.

5 Q. Where do you go on that?

6 A. Teterboro.

7 Q. And who are your passengers?

8 A. Jeffrey Epstein, Ghislaine Maxwell, Emmy
9 Tayler, Prince Andrew, Virginia Roberts, Sheridan
10 Gibson, maybe Sheridan Gibson-Beaute, I guess, and
11 one female.

12 Q. And then three days later, you leave out
13 of Teterboro to CPS?

14 A. Yes.

15 Q. Where is that?

16 A. That is St. Louis, actually it is Cahokia,
17 Illinois, across the river from St. Louis.

18 Q. Who are your passengers?

19 A. Jeffrey Epstein, Ghislaine Maxwell, Emmy
20 Tayler, Virginia Roberts. We were actually en route
21 to Santa Fe. We had a mechanical problem. We had
22 to go into there for maintenance.

23 Q. Do you remember having a mechanical
24 problem or is the log just refreshing your memory?

25 A. No, I remember because that was the only

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2 time we landed at Cahokia with passengers on board.

3 Q. What was the problem?

4 A. We had a -- we had a static line that had
5 cracked and it was causing our altimeters to not
6 agree. And then we went to the alternate system,
7 things got really worse because it was stopped up
8 with a mud dauber somewhere in the system. That is
9 why I remember that flight.

10 Q. When you landed in St. Louis did the
11 passengers get off the plane?

12 A. Yes. And then they airlined -- I believe
13 they airlined. They could have taken a charter, I
14 don't recall. But I know they didn't leave with us.

15 Q. All right. And the passengers that got
16 off the plane would have been Jeffrey Epstein,
17 Ghislaine Maxwell, Emmy Tayler and Virginia Roberts?

18 A. Yes.

19 Q. And then on the 16th, those five days
20 later, those same passengers leave Santa Fe?

21 A. Right.

22 Q. And go back to Teterboro?

23 A. Correct.

24 Q. When Jeffrey Epstein would go to his
25 townhouse in New York, would you always fly into

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2 Teterboro?

3 A. Most of the time. It would depend on the
4 airplane, too. Like the Boeing, you are not allowed
5 to take it into Teterboro.

6 Q. So while you had the Gulfstream, it seemed
7 like Teterboro?

8 A. Yeah, it is -- I mean, occasionally there
9 would be a LaGuardia in there, but not really often.

10 Q. So on the 16th, you fly in to Teterboro.
11 And then six days later, it looks like, flight
12 No. 15 -- oh, wait. All right.

13 So flight No. 1528, you fly into
14 Teterboro, Jeffrey Epstein, Emmy Tayler, Ghislaine
15 Maxwell and Virginia Roberts. Do you see that?

16 A. Yes.

17 Q. Then the next flight I have listed is
18 1530.

19 Do you know where 1529 is?

20 A. No, other than I'm gone for some reason.
21 I wasn't on that flight.

22 Let's see. July, approximately. I see I
23 went on vacation.

24 Q. Okay. And the 23rd, there is a flight
25 from Palm Beach to St. Thomas with Jeffrey Epstein,

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2 Shelly Lewis. Do you see that?

3 A. Yes.

4 Q. Five days later, the flight that leaves
5 St. Thomas does not have Shelly Lewis; is that
6 right?

7 A. Correct.

8 Q. And then you fly to Palm Beach?

9 A. Yes.

10 Q. And who are your passengers at that time?

11 A. Jeffrey Epstein, Virginia Roberts, yes.

12 Q. When you had the mechanical problem, do
13 you remember any of the passengers being scared or
14 frightened?

15 A. No. Not really. I mean, they didn't
16 really know that we had a problem. We just informed
17 them that we couldn't continue on to Santa Fe.

18 Q. Okay. And August 7th, 2001, flight 2?

19 A. Uh-huh.

20 Q. Is that the first flight that the Boeing
21 makes with passengers?

22 A. Correct.

23 Q. And that is Jeffrey Epstein, Ghislaine
24 Maxwell, Emmy Tayler, Prince Andrew and two females.
25 Do you remember who the two females were on the

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2 first passenger flight of the Boeing?

3 A. I do not.

4 Q. And then on the 7th -- at that flight flew
5 from Los Angeles to Albuquerque, correct?

6 A. Uh-huh.

7 Q. On the 14th, you were flying the Cessna
8 that has the 908GM tag.

9 A. Correct. Right.

10 Q. And then the next entry with passengers is
11 on the 16th. And you are flying the Boeing again,
12 right?

13 A. Yes.

14 Q. All right. Do you know who flew the
15 Boeing for flight 3, 4 and 5?

16 A. For 3, 4 and 5, no. Oh, yes. I know it
17 wasn't me. I do remember that now.

18 I went on vacation. And it was a contract
19 guy that flew for us while I was gone.

20 Q. Do you remember a passenger named
21 Alexander Dixon?

22 A. Alexander Dixon, no.

23 Q. Flight No. 11 on the Boeing?

24 A. Uh-huh.

25 Q. Now, the Boeing has the tag 908JE?

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2 A. Correct.

3 Q. That is what you were explaining in the
4 beginning, correct?

5 A. Correct.

6 Q. So September 3rd, the Boeing flies from
7 St. Thomas to HPN?

8 A. Yes, White Plains, New York.

9 Q. And your passengers?

10 A. Jeffrey Epstein, Ghislaine Maxwell, Emmy
11 Tayler, Adam Perry Lane, Banu, Sarah Kellen,
12 Alexander Dixon.

13 Q. Do you remember Sarah Kellen?

14 A. Yes.

15 Q. And do you remember what -- is that your
16 first time meeting Sarah Kellen, when she appears?

17 A. I don't think so. I thought she was on an
18 earlier flight. Let's see. But it could be. It
19 could be, I'm not sure.

20 Q. Do you know how Sarah Kellen got to
21 St. Thomas to be leaving St. Thomas with you?

22 A. No.

23 Q. Do you know what her relationship was, if
24 any, with Jeffrey Epstein?

25 A. She was -- Sarah was sort of taking over

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2 Emmy's position. Like an assistant to Ghislaine.

3 Q. All right. Page 53. January 15th, 2002.

4 A. Okay.

5 Q. There is a flight from Bedford,

6 Massachusetts; is that right?

7 A. Yes.

8 Q. To where is that going?

9 A. White Plains.

10 Q. And it's Jeffrey Epstein and Jessica.

11 A. Yes.

12 Q. Do you remember who Jessica is?

13 A. I do not.

14 Q. From White Plains, who are the passengers
15 going to St. Thomas?

16 A. Jeffrey Epstein, Ghislaine Maxwell, Sarah
17 Kellen, Prince Andrew, Cindy Lopez, Johanna and one
18 female.

19 Q. Do you remember Cindy Lopez?

20 A. Yes.

21 Q. And what did she do?

22 A. I don't know what she did, but I do
23 remember Cindy Lopez.

24 Q. Was she somebody that you believed to be a
25 masseuse?

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2 A. I'm not sure what her position was. It is
3 possible.

4 Q. All right. February 9th, 2002, flight 57
5 on the Boeing.

6 A. Okay.

7 Q. From Miami to White Plains.

8 A. Yes.

9 Q. Your passengers include Bill Clinton, four
10 Secret Service.

11 Did the Secret Service ask that you not
12 identify them by name?

13 A. No.

14 Q. Any reason that you didn't identify them
15 by name?

16 A. Didn't know their name.

17 Q. Two males, one female.

18 A. Right.

19 Q. Jeffrey Epstein, Ghislaine Maxwell, Sarah
20 Kellen and Prince Andrew.

21 A. Correct.

22 Q. Was that your first time meeting Bill
23 Clinton?

24 A. Yes.

25 Q. At that point, did you have any

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2 understanding of what was the relationship between
3 Jeffrey Epstein and Bill Clinton or Ghislaine
4 Maxwell and Bill Clinton?

5 A. No, I didn't have any idea.

6 Q. Had you seen any pictures, prior to that
7 time, of Bill Clinton in any of Jeffrey Epstein's
8 planes or homes?

9 A. Not him I'm aware of.

10 Q. Have you ever seen a picture of Bill
11 Clinton in Jeffrey Epstein's plane?

12 A. In his plane? I don't think so.

13 Q. Have you ever seen one in his homes?

14 A. Not that I can recall.

15 Q. Okay.

16 A. Oh, wait, wait. Back up. A picture of
17 Bill Clinton in the plane? Do you mean the picture
18 is on the wall in the airplane or a picture taken of
19 Bill Clinton on the plane?

20 Q. A picture of Bill Clinton on the wall of
21 the airplane.

22 A. I have a picture of me and actually the
23 crew with Bill Clinton on the plane, but it is not
24 on the wall of the airplane.

25 Q. And when was the picture of you with Bill

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2 Clinton taken?

3 A. I think it was the first flight.

4 Q. The flight that we just looked at?

5 A. Yes.

6 Q. To the best of your knowledge, is that the
7 first time that Bill Clinton flew with Jeffrey
8 Epstein or Ghislaine Maxwell?

9 A. To the best of my knowledge. It was the
10 first time that we had flown him.

11 Q. Okay. On flight No. 72, which is page 54,
12 March 10th.

13 A. Okay.

14 Q. The Boeing flies from St. Thomas to JFK;
15 is that right?

16 A. Yes.

17 Q. Is there any way of knowing when the
18 Boeing got to St. Thomas by these logs?

19 A. Yes, it got there on the 28th. Because it
20 is trip No. 71 above it. Oh, wait. Oh. Wait.
21 State the question again.

22 Q. Yes, exactly.

23 Do we know how or when the Boeing got to
24 St. Thomas? It is leaving out of St. Thomas on
25 flight 72, but flight 71 seems to me to land in Palm

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2 Beach.

3 A. Correct.

4 Q. So I'm just missing the kind of connection
5 there.

6 A. Yes. Me, too.

7 Q. Okay.

8 A. Yeah, I don't have an answer for that.

9 Q. Okay. Would somebody else have flown the
10 Boeing, while you were doing this simulator, the 6th
11 and 7th and 8th?

12 A. It is possible.

13 Q. That is one possible conclusion, based
14 upon what we have here?

15 A. That is probably what happened.

16 Q. Okay.

17 So then March 10th -- sorry. March 10th,
18 you fly to JFK, right?

19 A. Yes.

20 Q. March 4th, from JFK to Palm Beach. March
21 the 17th, from Palm Beach back to JFK. And then
22 March 19th, 2002, you fly from JFK to -- where is
23 that?

24 A. Luton, London.

25 Q. And who are your passengers?

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2 A. Bill Clinton. Doug Band. Three Secret
3 Service, Jeffrey Epstein, Ghislaine Maxwell, Sarah
4 Kellen.

5 Q. And the next day -- or, sorry, two days
6 later.

7 Do you know where those passengers stayed
8 in London?

9 A. I have to think about this one second.
10 No, in fact, I don't think they did. Because we
11 didn't spend the night there. We went there. I got
12 to the hotel. As soon as I got to the hotel, I got
13 word from Secret Service that President Clinton
14 wanted to leave that night, so we left that night.

15 So we made it to the hotel, the crew did,
16 but we were there not that long. Two or three
17 hours, four hours, maybe.

18 Q. Do you remember why he wanted to leave
19 that night?

20 A. No. No, because when we went there, we
21 thought we were going to be there for like probably
22 at least a couple of nights. But it didn't turn
23 out -- we didn't even spend one night there.

24 Q. Okay. So does this probably mean that you
25 got there late at night on the 19th, the early

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1 DAVID RODGERS

2 morning on the 21st?

3 A. We took off the 19th. So when we land
4 there, it is really the 20th. And probably when we
5 took off there, it is like after midnight or
6 thereabouts.

7 Q. And that is when you fly back to JFK?

8 A. Back to JFK, yes.

9 Q. And you went there with three Secret
10 Service and came back with 10?

11 A. Yes.

12 Q. How did that happen?

13 A. Well, there was an advance party waiting
14 for us when we got there and then when we came back,
15 they just flew back with us.

16 Q. What was the events that you were
17 traveling to London for?

18 A. I'm not sure. I would imagine, he was
19 probably giving a speech.

20 Q. Okay. And you came back with Bill
21 Clinton, Doug Band?

22 A. Yes.

23 Q. Who was Doug Band?

24 A. Doug was Bill Clinton's, he's an attorney,
25 and he was like his right-hand guy, really, as far

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1 DAVID RODGERS

2 as doing anything.

3 Q. Okay. And you also flew back with Jeffrey
4 Epstein, Ghislaine Maxwell, Sarah Kellen and Naomi
5 Campbell?

6 A. Yes.

7 Q. How did it happen that Naomi Campbell
8 joined the plane to come home?

9 A. I don't know. The same way she joined it
10 before I guess in Montreal. I don't know how she
11 was there. And one male, too. It looks like.

12 Q. All right. The next page is page 56,
13 flight 96.

14 A. Okay.

15 Q. Sorry. Let's back up to 94.

16 When the Boeing takes off from JFK, do you
17 know sometime during that trip that you are going to
18 be picking up President Clinton?

19 A. I think so. Let me see. We went to
20 Paris.

21 Yes, oh, yes. We knew that was going to
22 be a long trip.

23 Q. Okay.

24 A. So we knew at that point in time. I'm
25 almost certain that we knew.

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1 DAVID RODGERS

2 Q. What did you know about that trip?

3 A. We knew that was going to be a long trip
4 because we were going to go around the world.

5 So when we departed, it was a about a week
6 later, as I recall, that we picked up Clinton. We
7 left JFK on the 11th, a little less than a week.
8 Half a week later, we picked up Clinton and from
9 there, we went to -- Hong Kong.

10 Q. So you fly in to -- on the 20th, flight
11 99, Jeffrey Epstein, Ghislaine Maxwell, and Sarah
12 Kellen.

13 A. Right.

14 Q. You fly in to a Naval air base in Japan?

15 A. Correct.

16 Q. How were you given access to stay in the
17 Naval air base?

18 MR. PAGLIUCA: Object to foundation.

19 THE WITNESS: The airplane, you mean?

20 BY MR. EDWARDS:

21 Q. Yes. It looks like it is there two days.
22 That is why --

23 A. I guess because we were picking up
24 President Clinton.

25 Q. And do you know where Jeffrey Epstein,

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1 DAVID RODGERS

2 Ghislaine Maxwell and Sarah Kellen stayed?

3 A. I do not.

4 Q. Was there a room for them on the Naval air
5 base?

6 A. No, I don't think -- nobody stayed at the
7 Naval air base.

8 Q. All right. And then on the 22nd, you
9 leave the Naval air base with -- who is that on that
10 flight?

11 A. Jeffrey Epstein, Ghislaine Maxwell, Sarah
12 Kellen, President Bill Clinton, Mike, Doug Band,
13 Janis and Jessica.

14 Q. You flew into the Naval air base with
15 Jeffrey Epstein?

16 A. Plus six other passengers.

17 Q. Okay. Are those secret service?

18 A. Most likely.

19 Q. You flew in to the Naval air base with
20 Jeffrey Epstein, Ghislaine Maxwell and Sarah Kellen
21 only, right?

22 A. Right.

23 Q. And nobody stayed on the Naval air base?

24 A. No.

25 Q. And you are there to pick up Bill Clinton?

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2 A. Yes.

3 Q. And you pick up Bill Clinton and six
4 passengers plus Mike?

5 A. Correct.

6 Q. Doug Band, who you have already explained
7 who that is with relation to Bill Clinton, and Janis
8 and Jessica.

9 A. Yes.

10 Q. Do you know who they are?

11 A. Yes.

12 Q. Who are Janis and Jessica?

13 A. Secret Service.

14 Q. How do you remember that?

15 A. Well, there is probably 8, 8 or 9 Secret
16 Service people there, two of them were women. The
17 other 7 -- and it was just easier to remember the
18 two women's names than the 7 other guys' names.

19 Q. This entry on January 22nd, 2002, Jessica,
20 is that the same or a different Jessica from --

21 A. On which one?

22 Q. Sure. Sorry. May 22nd. I think I
23 butchered the date before.

24 A. Right.

25 Q. May 22nd, 2002. Is that the same Jessica

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2 A. I guess at a hotel somewhere. I'm not
3 sure.

4 Q. Did he stay at the same place as Jeffrey
5 Epstein, Ghislaine Maxwell and Sarah Kellen?

6 MR. PAGLIUCA: Foundation.

7 THE WITNESS: I don't know.

8 BY MR. EDWARDS:

9 Q. All right. Were meals served on the
10 plane?

11 A. Something was served, but I don't know if
12 you would call it a meal. Probably. I'm sure we
13 had catering and stuff. I just don't recall.

14 Q. That was just typical back then to have
15 meals, especially for the President, right?

16 A. Normally we do not. And we probably did
17 have catering back then, but I don't recall.

18 Q. Okay. Where did you fly from Singapore?

19 A. Singapore, VTBD, I don't know. You have
20 your cheat sheet over there?

21 Q. VTBD, mine says Thailand.

22 A. I was going to guess Thailand.

23 Then from Thailand, I think we went to --

24 Q. My cheat sheet says Brunei?

25 A. Exactly. You don't want to go there.

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2 Q. You don't?

3 A. No.

4 Q. Okay. Was the purpose a speech at each
5 location to the best of your knowledge?

6 A. To the best of my knowledge, it was.

7 Q. All right. Do you know why it was that
8 Jeffrey Epstein and Ghislaine Maxwell and Sarah
9 Kellen accompanied him?

10 A. No.

11 Q. And then did you leave?

12 MR. REINHART: Did you answer that
13 question?

14 THE REPORTER: He said no.

15 MR. REINHART: I didn't hear it.

16 BY MR. EDWARDS:

17 Q. Did you leave President Bill Clinton and
18 Doug Band and the Secret Service in Brunei?

19 A. Hmm. It is possible.

20 What is WRR?

21 Q. Not found. Sorry.

22 A. Not good.

23 Q. That is the only entry in here that is not
24 found.

25 But the next one, VCBI says Sri Lanka?

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1 DAVID RODGERS

2 A. Okay. Then if that says Sri Lanka, then,
3 yes, we probably did leave Clinton in Brunei, I
4 think. And I think we went from there down to Bali.
5 We went to Bali without --

6 Q. Without Bill Clinton?

7 A. Yes.

8 Q. What was the purpose of the trip to Bali?

9 A. Just to get away.

10 Q. And then to Sri Lanka?

11 A. Sri Lanka was just a fuel stop on the way
12 to Paris. Two fuel stops.

13 Q. That's in Dubai?

14 A. Yes.

15 Q. And then you get to Paris?

16 A. Correct.

17 Q. And then you fly back to London?

18 A. Yes. Yes.

19 Q. All right. Do you remember the purpose of
20 the trip to London?

21 A. Yes.

22 Q. What was that?

23 A. We had to have our APU changed on the
24 airplane. It quit working in Paris. And we landed
25 there.

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2 Q. All right. The next page, page 57,
3 June 21st. Flight 1570. Where is that flight
4 leaving from?

5 A. Palm Beach to the Bahamas.

6 Q. And who is on the flight from Palm Beach
7 to the Bahamas?

8 A. Jeffrey Epstein, Ghislaine Maxwell, Sarah
9 Kellen, Cindy Lopez, Jean-Luc Brunel, Virginia
10 Roberts.

11 Q. All right. And that is on June 21st?

12 A. Yes.

13 Q. All right. And then there is a couple of
14 entries that say "reposition."

15 A. Right.

16 Q. That is flying back to Palm Beach and then
17 back down to the Bahamas?

18 A. Correct. Yeah, we left them there. And
19 we flew the airplane home.

20 Q. And then did you leave out of the Bahamas
21 on the 23rd.

22 A. Yes.

23 Q. Up to Teterboro.

24 And who are your passengers on flight
25 1573?

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2 A. Jeffrey Epstein, Ghislaine Maxwell, Sarah
3 Kellen, Cindy Lopez, Juliana Borres, I guess,
4 Jean-Luc Brunel, Melissa Stahl.

5 Q. A Virginia Roberts was taken to the
6 Bahamas. Do you know where she went from there?

7 A. I do not.

8 Q. Do you remember a Frederic Fekkai?

9 A. What is the name again?

10 Q. Fekkai, F-E-K-K-A-I. Frederic Fekkai?

11 A. First name?

12 Q. Fred.

13 A. Fred.

14 Q. Hairdresser?

15 A. The last name sounds familiar.

16 Q. All right. He's on a flight No. 116 on
17 the Boeing.

18 A. Uh-huh.

19 Q. June 27th?

20 A. Okay. I see.

21 Q. And there are -- it looks like a bunch of
22 passengers. Do you remember Daralyn Priest?

23 A. No. Where is she?

24 Q. Middle column.

25 A. Daralyn. Oh, yes, I see her. Right. I

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2 don't remember her.

3 Q. Do you remember that flight?

4 A. To Paris. Not really. It was a big
5 flight. We had a lot of people on it, which was
6 unusual, going to Paris. No, I don't.

7 Q. You don't remember it.

8 A. No.

9 Q. So you don't remember the purpose of the
10 flight?

11 A. No.

12 Q. July 2002, it is page 58. Go to flight
13 120.

14 A. Okay.

15 Q. LF?

16 A. That is Nice.

17 Q. And where do you go?

18 A. Tangiers.

19 Q. And then from Tangiers to?

20 A. To another place in Morocco. Marrakesh.
21 I think it is Marrakesh. I could be wrong on that
22 one. It is definitely Morocco.

23 Q. From there, is that where you pick up Bill
24 Clinton?

25 A. Let's see. GMME would be Rabat, the

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2 capital of Morocco, I believe.

3 Q. Did you know before this flight that you
4 at some point would be picking up Bill Clinton?

5 A. I think we did, yes.

6 Q. Who was on the flight with Bill Clinton?

7 A. Jeffrey Epstein, Ghislaine Maxwell, Sarah
8 Kellen, Prince Andrew, Cindy Lopez, President
9 Clinton, Doug Band, Mike, with Secret Service and 8
10 Secret Service people. So probably 9 Secret Service
11 people.

12 Q. So Mike is a person that is also -- that
13 is?

14 A. He's Secret Service, yes. That is just
15 what I recall. He was the lead guy of the Secret
16 Service.

17 Q. Where do you take Bill Clinton?

18 A. We went to the Azores for a fuel stop and
19 then we went to JFK. Kennedy, New York.

20 Q. Then on August 5th, in the Gulfstream, on
21 flight 1586, you leave from Teterboro and go to
22 Santa Fe; is that correct?

23 A. Correct.

24 Q. On that flight, you have Jeffrey
25 Epstein -- sorry, Jeffrey Epstein, Sarah Kellen and

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2 two females?

3 A. Yes.

4 Q. Do you know who those two females were?

5 A. No.

6 Q. How long does the plane, the Gulfstream,
7 stay in Santa Fe?

8 A. Let's see. 1586, Gulfstream. I don't
9 really know, because apparently, we had 1586 and the
10 next one I see is 1589. So it flew three places,
11 but I wasn't on that trip.

12 Q. 1587 and 1588 are missing, right?

13 A. That is what I'm saying.

14 Q. Because you are not on it?

15 A. I'm not on the trip.

16 Q. And 1589?

17 A. Uh-huh.

18 Q. Leaving out of Santa Fe, who are the
19 passengers?

20 A. Jeffrey Epstein, Ghislaine Maxwell, Sarah
21 Kellen, Cindy Lopez, Virginia Roberts, Dan Moran,
22 Eduardo, Alfred, Margarita and Nick Simmons.

23 Q. Do you know how Virginia Roberts got to
24 Santa Fe?

25 A. No.

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2 Q. Is there any way to get to Santa Fe from,
3 say, Florida -- well, strike that.

4 MR. PAGLIUCA: Bus, train, car.

5 BY MR. EDWARDS:

6 Q. Did you ever know Virginia Roberts to take
7 a train?

8 A. Not that I'm aware.

9 Q. Did you ever know her to take a bus?

10 MR. REINHART: To go to New Mexico?

11 THE WITNESS: Not that I'm aware. Maybe
12 she has, but I don't know about it.

13 BY MR. EDWARDS:

14 Q. Okay. I have a picture of her on
15 horseback at the ranch, so who knows.

16 Let's see. August 17th, sorry,
17 August 18th.

18 A. Okay.

19 Q. From Teterboro to Palm Beach?

20 A. Right.

21 Q. Who are your passengers?

22 A. Jeffrey Epstein, Virginia Roberts, one
23 female.

24 Q. All right. Do you remember who that
25 female was?

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DAVID RODGERS

CERTIFICATE OF OATH

STATE OF FLORIDA)
COUNTY OF MIAMI-DADE)

I, the undersigned authority, certify that DAVID RODGERS personally appeared before me and was duly sworn.
WITNESS my hand and official seal this 8th day of June, 2016.

Kelli Ann Willis, RPR, CRR
Notary Public, State of Florida
Commission FF928291, Expires 2-16-20

+ + + + +

CERTIFICATE

STATE OF FLORIDA)
COUNTY OF MIAMI-DADE)

I, Kelli Ann Willis, Registered Professional Reporter and Certified Realtime Reporter do hereby certify that I was authorized to and did stenographically report the foregoing deposition of DAVID RODGERS; that a review of the transcript was not requested; and that the transcript is a true record of my stenographic notes.

I FURTHER CERTIFY that I am not a relative, employee, attorney, or counsel of any of the parties, nor am I a relative or employee of any of the parties' attorney or counsel connected with the action, nor am I financially interested in the action.

Dated this 8th day of June, 2016.

KELLI ANN WILLIS, RPR, CRR

EXHIBIT 16
(Filed Under Seal)

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

CASE NO. 15-CV-07433-RWS

-----x
VIRGINIA L. GIUFFRE,

Plaintiff,

v.

GHISLAINE MAXWELL,

Defendant.

-----x

May 18, 2016

9:04 a.m.

C O N F I D E N T I A L

Deposition of JOHANNA SJOBERG, pursuant to notice, taken by Plaintiff, at the offices of Boies Schiller & Flexner, 401 Las Olas Boulevard, Fort Lauderdale, Florida, before Kelli Ann Willis, a Registered Professional Reporter, Certified Realtime Reporter and Notary Public within and for the State of Florida.

1 Q. Okay. Great.

2 All right. Do you know a female by the
3 name of Ghislaine Maxwell?

4 A. Yes.

5 Q. And when did you first meet Ms. Maxwell?

6 A. 2001. March probably. End of
7 February/beginning of March.

8 Q. And how did you meet her?

9 A. She approached me while I was on campus at
10 Palm Beach Atlantic College.

11 Q. And what happened when she approached you?

12 A. She asked me if I could tell her how to
13 find someone that would come and work at her house.
14 She wanted to know if there was, like, a bulletin
15 board or something that she could post, that she was
16 looking for someone to hire.

17 Q. And what did you discuss with her?

18 A. I told her where she could go to -- you
19 know, to put up a listing. And then she asked me if
20 I knew anyone that would be interested in working
21 for her.

22 Q. Did she describe what that work was going
23 to be?

24 A. She explained that she lived in Palm Beach
25 and didn't want butlers because they're too stuffy.

1 And so she just liked to hire girls to work at the
2 house, answer phones, get drinks, do the job a
3 butler would do.

4 Q. And did she tell you what she would pay
5 for that kind of a job?

6 A. At that moment, no, but later in the day,
7 yes.

8 Q. And what did she say?

9 A. Twenty dollars an hour.

10 Q. Was there anybody else with Ms. Maxwell
11 when you met her?

12 A. There was another woman with her. I don't
13 recall her or what she looks like or how old she
14 was.

15 Q. And what happened next?

16 A. And then she asked me if I would be
17 interested in working for her. And she told me that
18 she was -- I could trust her and that I could jump
19 in her car and go check out the house at that moment
20 if I wanted.

21 And so I said, Sure, let's do it, and went
22 to her home with her.

23 Q. And where was that home?

24 A. In Palm Beach.

25 Q. And did she describe that home as being

1 magazines.

2 She and I went -- she wanted to take me
3 shopping to Worth Avenue, but it was a Sunday and
4 Nieman Marcus was closed, so we went back to, like,
5 a little book store. And I remember she bought, I
6 think, five pairs of reading glasses because she
7 thought Jeffrey would like them. He had them all
8 over the house. On every table there was reading
9 glasses.

10 And that's about it. It was a pretty
11 simple day.

12 Q. Were you paid that day for that work?

13 A. Yes.

14 Q. And how much were you paid? Do you
15 remember?

16 A. I don't remember how many hours I was
17 there -- I was there. She paid me cash.

18 Q. So Maxwell paid you?

19 A. Yes.

20 Q. And then was she the one who trained you
21 with what -- with respect to what you were supposed
22 to do during the day, directed you to, like you
23 said, go to --

24 A. I believe she was the one that was kind of
25 showing me around.

1 Q. And how long did you work in that position
2 answering phones and doing --

3 A. Just that one day.

4 Q. Just that one day.

5 And did your duties change?

6 A. Well, the next time she called me, she
7 asked me if I wanted to come over and make \$100 an
8 hour rubbing feet.

9 Q. And what did you think of that offer?

10 A. I thought it was fantastic.

11 Q. And did you come over to the house for
12 that purpose?

13 A. Yes.

14 Q. And when you came over to the house, was
15 Maxwell present?

16 A. I don't recall.

17 Q. And what happened that second time you
18 came to the house?

19 A. At that point, I met Emmy Taylor, and she
20 took me up to Jeffrey's bathroom and he was present.
21 And her and I both massaged Jeffrey. She was
22 showing me how to massage.

23 And then she -- he took -- he got off the
24 table, she got on the table. She took off her
25 clothes, got on the table, and then he was showing

1 me moves that he liked. And then I took my clothes
2 off. They asked me to get on the table so I could
3 feel it. Then they both massaged me.

4 Q. So it was more than a foot massage at that
5 point?

6 A. Yeah, it was mostly, like, legs and back.

7 Q. Was everybody in the room without clothes
8 on?

9 A. When they were on the massage table, yes.

10 Q. Did they -- when they got off the massage
11 table to perform the massage, did they dress or
12 did --

13 A. Yes.

14 Q. They dressed.

15 And do you recall who paid you for that
16 first day that you did the massages?

17 A. I don't recall.

18 Q. Do you recall whether Maxwell was at the
19 house during that first day when you were doing the
20 massage with Emmy and Jeffrey?

21 MS. MENNINGER: Objection, asked and
22 answered.

23 BY MS. McCAWLEY:

24 Q. You can answer.

25 A. I don't recall.

1 Q. Who did Emmy work for?

2 A. Ghislaine.

3 Q. Did Maxwell ever refer to Emmy by any
4 particular term?

5 A. She called her her slave.

6 Q. You said your job duties changed. Did you
7 start to travel as part of your job with Jeffrey and
8 Ghislaine?

9 A. Yes. The next time they called me, they
10 asked me to go to New York.

11 Q. And did you -- do you recall when that was
12 approximately?

13 A. That was Easter of 2001.

14 Q. And do you recall who was on the plane
15 with you for that trip?

16 MS. MENNINGER: Objection, leading, form.

17 MS. McCAWLEY: Actually, I'm going to stop
18 really quickly and I'm going to ask for the
19 next exhibit, please.

20 MS. MENNINGER: This is 3?

21 MS. McCAWLEY: Yes. I'm going to mark
22 this as Exhibit 3 for purposes of the
23 deposition.

24

25

1 leading.

2 THE WITNESS: Jeffrey Epstein; Ghislaine
3 Maxwell; AP and PK are the two women I do not
4 recall; Virginia Roberts; and myself.

5 BY MS. McCAWLEY:

6 Q. Do you recall how you flew back from the
7 location in the US Virgin Islands?

8 A. They put me on a commercial flight. I
9 wanted to be home in time for Easter.

10 Q. When you say "they," do you recall who
11 made those arrangements for you?

12 A. It could have been Ghislaine.

13 Q. Did you -- do you recall performing
14 massages while you were in the US Virgin Islands?

15 A. Yes.

16 Q. Who was involved in -- was there more than
17 one?

18 A. Yes. I massaged Ghislaine at one point.
19 And I massaged Jeffrey, Virginia and I, both, on the
20 beach.

21 Q. Were you dressed during the massage that
22 was on the beach?

23 A. Yes. Bikinis probably, most likely.

24 Q. Do you recall what Virginia was wearing?

25 A. I believe she was wearing a bathing suit,

1 to object and then you can still answer. No
2 one is going to stop you from answering. I
3 just need to get the objection on the record,
4 in the same way she needs to be able to talk
5 before you. My apologies. I'm not trying to
6 cut you off, but I am supposed to get it in
7 before you answer.

8 BY MS. McCAWLEY:

9 Q. Did Jeffrey ever tell you why he received
10 so many massages from so many different girls?

11 MS. MENNINGER: Objection, hearsay.

12 BY MS. McCAWLEY:

13 Q. You can answer.

14 A. He explained to me that, in his opinion,
15 he needed to have three orgasms a day. It was
16 biological, like eating.

17 Q. And what was your reaction to that
18 statement?

19 A. I thought it was a little crazy.

20 Q. And what did -- do you recall what -- when
21 you observed the other females giving massages, do
22 you recall what they would dress like? Did they
23 wear scrubs or did they typically wear normal
24 clothes?

25 A. Normal clothes.

1 MS. MENNINGER: Objection, leading.

2 BY MS. McCAWLEY:

3 Q. Do you believe that from your
4 observations, Maxwell and Epstein were boyfriend and
5 girlfriend?

6 A. Initially, yes.

7 Q. Did Maxwell ever share with you whether it
8 bothered her that Jeffrey had so many girls around?

9 MS. MENNINGER: Objection, leading,
10 hearsay.

11 THE WITNESS: No. Actually, the opposite.

12 BY MS. McCAWLEY:

13 Q. What did she say?

14 A. She let me know that she was -- she would
15 not be able to please him as much as he needed and
16 that is why there were other girls around.

17 Q. Did there ever come a time -- did you ever
18 take a photography class in school?

19 A. Yes.

20 Q. And did there ever come a time when
21 Maxwell offered to buy you a camera?

22 A. Yes.

23 MS. MENNINGER: Objection, leading.

24 BY MS. McCAWLEY:

25 Q. Did Maxwell ever offer to buy you a

1 camera?

2 MS. MENNINGER: Objection, leading.

3 THE WITNESS: Yes.

4 BY MS. McCAWLEY:

5 Q. Was there anything you were supposed to do
6 in order to get the camera?

7 MS. MENNINGER: Objection, leading.

8 THE WITNESS: I did not know that there
9 were expectations of me to get the camera until
10 after. She had purchased the camera for me,
11 and I was over there giving Jeffrey a massage.
12 I did not know that she was in possession of
13 the camera until later.

14 She told me -- called me after I had left
15 and said, I have the camera for you, but you
16 cannot receive it yet because you came here and
17 didn't finish your job and I had to finish it
18 for you.

19 BY MS. McCAWLEY:

20 Q. And did you -- what did you understand her
21 to mean?

22 A. She was implying that I did not get
23 Jeffrey off, and so she had to do it.

24 Q. And when you say "get Jeffrey off," do you
25 mean bring him to orgasm?

1 A. Yes.

2 Q. Did Ghislaine ever describe to you what
3 types of girls Jeffrey liked?

4 A. Model types.

5 Q. Did Ghislaine ever talk to you about how
6 you should act around Jeffrey?

7 A. She just had a conversation with me that I
8 should always act grateful.

9 Q. Did Jeffrey ever tell you that he took a
10 girl's virginity?

11 A. He did not tell me. He told a friend of
12 mine.

13 Q. And what do you recall about that?

14 MS. MENNINGER: Objection, hearsay,
15 foundation.

16 THE WITNESS: He wanted to have a friend
17 of mine come out who was cardio-kickboxer
18 instructor. She was a physical trainer.

19 And so I brought her over to the house,
20 and he told my friend Rachel that -- he said,
21 You see that girl over there laying by the
22 pool? She was 19. And he said, I just took
23 her virginity. And my friend Rachel was
24 mortified.

25

1 BY MS. McCAWLEY:

2 Q. Based on what you knew, did Maxwell know
3 that the type of massages Jeffrey was getting
4 typically involved sexual acts?

5 MS. MENNINGER: Objection, foundation,
6 leading.

7 THE WITNESS: Yes.

8 BY MS. McCAWLEY:

9 Q. What was Maxwell's main job with respect
10 to Jeffrey?

11 MS. MENNINGER: Objection, foundation.

12 THE WITNESS: Well, beyond companionship,
13 her job, as it related to me, was to find other
14 girls that would perform massages for him and
15 herself.

16 BY MS. McCAWLEY:

17 Q. Did Maxwell ever refer to the girls in a
18 particular way?

19 A. At one point when we were in the islands,
20 we were all watching a movie and she called us her
21 children.

22 Q. Did anybody respond to that?

23 A. I don't recall.

24 Q. Did she ever refer to herself as a mother?

25 A. Yes, like a mother hen.

1 Q. Do you remember anything notable about the
2 phone calls?

3 A. I just remember I always had to say, He's
4 unavailable, can I take a message?

5 Q. And where did you take a message?

6 A. On a little notepad next to the phone.

7 Q. Do you recall any small children calling
8 the house that day?

9 A. No.

10 Q. Were you speaking to anyone about their
11 school experience or anything like that?

12 A. No.

13 Q. Did you take any messages for famous
14 people?

15 A. They could have been famous and I would
16 have been clueless.

17 Q. Did you take messages at any other point
18 during the time that you worked with Jeffrey?

19 A. No.

20 Q. And you said you remember at the end of
21 that day being paid by Ghislaine?

22 A. Yes.

23 Q. And you were paid for doing the errands
24 and answering phones and whatever else you did?

25 A. Yes.

1 Q. When you came upstairs, where was Virginia
2 sitting?

3 A. I don't remember.

4 Q. Do you remember what she was wearing?

5 A. No.

6 Q. She was already there when you got back
7 from sightseeing?

8 A. Yes.

9 Q. Tell me what happened with the caricature.

10 A. Ghislaine asked me to come to a closet.
11 She just said, Come with me. We went to a closet
12 and grabbed the puppet, the puppet of Prince Andrew.
13 And I knew it was Prince Andrew because I had
14 recognized him as a person. I didn't know who he
15 was.

16 And so when I saw the tag that said Prince
17 Andrew, then it clicked. I'm like, that's who it
18 is.

19 And we went down -- back down to the
20 living room, and she brought it in. It was just
21 funny because -- he thought it was funny because it
22 was him.

23 Q. Tell me how it came to be that there was a
24 picture taken.

25 MS. McCawley: Objection.

1 THE WITNESS: I just remember someone
2 suggesting a photo, and they told us to go get
3 on the couch. And so Andrew and Virginia sat
4 on the couch, and they put the puppet, the
5 puppet on her lap.

6 And so then I sat on Andrew's lap, and I
7 believe on my own volition, and they took the
8 puppet's hands and put it on Virginia's breast,
9 and so Andrew put his on mine.

10 BY MS. MENNINGER:

11 Q. And this was done in a joking manner?

12 MS. McCAWLEY: Objection.

13 THE WITNESS: Yes.

14 BY MS. MENNINGER:

15 Q. Do you recall a photo being taken of that
16 event?

17 A. Yes.

18 Q. You've never seen the photo?

19 A. No.

20 Q. You don't know whose camera it was?

21 A. No.

22 Q. Virginia was sitting on the couch next to
23 Andrew, not in a big leather armchair?

24 A. Maybe. I'm just trying to remember how I
25 remember it.

1 exposed her bra, and she grabbed it and pulled it
2 down.

3 Q. Anything else?

4 A. That was the conversation that he had told
5 her that he had taken this girl's virginity, the
6 girl by the pool.

7 Q. Okay. Did Maxwell ever say to you that it
8 takes the pressure off of her to have other girls
9 around?

10 A. She implied that, yes.

11 Q. In what way?

12 A. Sexually.

13 Q. And earlier Laura asked you, I believe, if
14 Maxwell ever asked you to perform any sexual acts,
15 and I believe your testimony was no, but then you
16 also previously stated that during the camera
17 incident that Maxwell had talked to you about not
18 finishing the job.

19 Did you understand "not finishing the job"
20 meaning bringing Jeffrey to orgasm?

21 MS. MENNINGER: Objection, leading, form.

22 BY MS. McCAWLEY:

23 Q. I'm sorry, Johanna, let me correct that
24 question.

25 What did you understand Maxwell to mean

1 when she said you hadn't finished the job, with
2 respect to the camera?

3 MS. MENNINGER: Objection, leading, form.

4 THE WITNESS: She implied that I had not
5 brought him to orgasm.

6 BY MS. McCAWLEY:

7 Q. So is it fair to say that Maxwell expected
8 you to perform sexual acts when you were massaging
9 Jeffrey?

10 MS. MENNINGER: Objection, leading, form,
11 foundation.

12 THE WITNESS: I can answer?

13 Yes, I took that conversation to mean that
14 is what was expected of me.

15 BY MS. McCAWLEY:

16 Q. And then you mentioned, I believe, when
17 you were testifying earlier that Jeffrey told you a
18 story about sex on the plane. What was that about?

19 MS. MENNINGER: Objection, hearsay.

20 THE WITNESS: He told me one time Emmy was
21 sleeping on the plane, and they were getting
22 ready to land. And he went and woke her up,
23 and she thought that meant he wanted a blow
24 job, so she started to unzip his pants, and he
25 said, No, no, no, you just have to be awake for

1 A. No.

2 Q. Was it in the context of anything?

3 A. About the camera that she had bought for
4 me.

5 Q. What did she say in relationship to the
6 camera that she bought for you and taking
7 photographs of you?

8 A. Just that Jeffrey would like to have some
9 photos of me, and she asked me to take photos of
10 myself.

11 Q. What did you say?

12 A. I don't remember saying no, but I never
13 ended up following through. I think I tried once.

14 Q. This was the pre-selfie era, correct?

15 A. Exactly.

16 Q. I want to go back to this: You testified
17 to two things just now with Sigrid that you said
18 were implied to you.

19 A. Okay.

20 Q. The first one was it would take pressure
21 off of Maxwell to have more girls around?

22 A. Right.

23 Q. What exactly did Maxwell say to you that
24 led you to believe that was her implication?

25 A. She said she doesn't have the time or

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C E R T I F I C A T E

STATE OF FLORIDA)

: ss

COUNTY OF MIAMI-DADE)

I, KELLI ANN WILLIS, a Registered Professional, Certified Realtime Reporter and Notary Public within and for The State of Florida, do hereby certify:

That JOHANNA SJOBERG, the witness whose deposition is hereinbefore set forth was duly sworn by me and that such Deposition is a true record of the testimony given by the witness.

I further certify that I am not related to any of the parties to this action by blood or marriage, and that I am in no way interested in the outcome of this matter.

IN WITNESS WHEREOF, I have hereunto set my hand this 18th day of May, 2016.

KELLI ANN WILLIS, RPR, CRR

EXHIBIT 17
(Filed Under Seal)

1 UNITED STATES DISTRICT COURT
2 for the
3 Southern District of New York

4 Civil Action No. 15-cv-07433-RWS

5 VIRGINIA GIUFFRE,
6 Plaintiff,

7 vs.

8 GHISLAINE MAXWELL,
9 Defendant.

10 VIDEO-DEPOSITION Sky Roberts
11 OF:
12 TAKEN BY: Defendant
13 REPORTED BY: Karla Layfield, RMR
14 Stenographic Court Reporter
Notary Public
State of Florida at Large
15 DATE AND TIME: May 20, 2016; 8:33 a.m.
16 PLACE: Millhorn Law Firm
11294 North US Highway 301
17 Oxford, Florida
18 APPEARANCES: Laura A. Menninger, Esquire
HADDON, MORGAN & FOREMAN, PC
19 150 East 10th Avenue
Denver, Colorado 80203
20 Attorney for Defendant
21 Brad Edwards, Esquire
Farmer, Jaffe, Weissing, Edwards,
22 FISTOS & LEHRMAN, PL
425 Andrews Avenue, Suite 2
23 Fort Lauderdale, Florida 33301
Attorney for Plaintiff
24
25 ALSO PRESENT: Kenneth Sarcony, Videographer
Owen & Associates Court Reporters
P.O. Box 157, Ocala, Florida
352.624.2258 * owenassoc@aol.com

1 Q Do you remember there being a job posting that
2 you felt like was appropriate for Virginia or did you just
3 go out and talk to the woman who ran the spa area on your
4 own?

5 A I just talked to Angela.

6 Q Okay. Do you recall whether this was intended
7 to be a full-time job?

8 A I don't remember if it was full time or just
9 summer jobs or, you know, during season. It was probably
10 for a season because Mar-a-Lago is seasonal.

11 I mean, I was there year round but a lot of
12 people are seasonal, you know, because it's like
13 snowbirds, you know, summertime comes and nobody wants to
14 be down in south Florida.

15 Q What would you call the season, the seasonal
16 aspect of Mar-a-Lago? What's the season?

17 A Probably from September or October to, you know,
18 maybe May, I guess.

19 Q Is that the coolest time?

20 A Times of the year, yes.

21 Q And it's more guests that come during that
22 period of time?

23 A Yes.

24 Q And is there more staff brought on during that
25 period of time?

1 we'll call her Angela.

2 A We've got to call her something, but, you know,
3 I didn't really know what her job title was, but I was
4 glad that they would give her a job.

5 Q Right.

6 A You know, and that, you know, I was hoping she
7 would be happy; that way she could, you know, go back and
8 forth to work with me. She didn't have to drive or
9 nothing.

10 Q Did you drive to and from work with her?

11 A Yes. Pretty sure I did, yeah.

12 Q Do you remember her hours being relatively the
13 same as yours?

14 A I'm pretty sure they were. Yes.

15 Q Do you recall her being in school at the same
16 time?

17 A No, I don't recall. I don't remember if she was
18 in school or not.

19 Q Is it possible it was over, say, winter break
20 or --

21 A I don't remember. I'm sorry. This is so long
22 ago. I mean, some things stick in my mind but some things
23 I just don't remember.

24 Q Do you remember whether Virginia wore a uniform?

25 A Yes, I think she did. Yeah. I think everybody

1 Q So you don't know if it was a couple days or a
2 couple weeks or a couple months or a couple years?
3 Anything in that --

4 A Well, it wasn't a couple years. It might have
5 been two weeks to two months. I don't know. It wasn't a
6 whole long time, you know.

7 Q Where were you when Virginia told you she might
8 be going to try to get this other job?

9 A Probably at work. She might have told me, like,
10 at lunch or whatever. I don't remember. That was so many
11 years ago. I just remember she said Ms. Maxwell was going
12 to, you know, get her a job with Jeffrey Epstein and learn
13 massage therapy. And I thought, well, that's great, you
14 know, because learning new jobs is all about life, you
15 know.

16 You've got to learn each -- you know, I've
17 learned a lot of different things over my lifetime so it's
18 good to learn every new job you can because that can help
19 you later in life and that's what I think I told her.

20 Q Okay. So the best you can recall today is you
21 had a conversation with her sometime at lunch perhaps at
22 Mar-a-Lago where she told you she was going to try to get
23 another job?

24 A Yes. And I thought that was a good thing.

25 Q Do you know now that you recall that, what

1 A No.

2 Q Did she ever call you from that home?

3 A Not that I know of.

4 Q Was this when she was still living at home with
5 you on Rackley Road?

6 A Yes. Yes.

7 Q Not Rackley Drive.

8 A Rackley Road.

9 Q Do you know whether Michael was living with you
10 at Rackley Road at the time or not?

11 A I don't think so. I don't remember. I didn't
12 care for Michael. Of course, what parent cares for your
13 daughter's boyfriend.

14 Q Why didn't you care for Michael?

15 A I didn't think anybody was good enough for my
16 daughter but that's just me.

17 Q I suspect you're right about all fathers.

18 Do you remember her telling you anything about
19 what her job with Mr. Epstein was going to be or was?

20 A She said it was going to be massage therapy.

21 Q Okay. Did she tell you she was getting some
22 training?

23 A Yes.

24 Q Did she tell you about the training?

25 A No. She just said she was being trained in

1 message therapy.

2 Q All right. When she came home at night from
3 working with Mr. Epstein, did she look distressed to you
4 in any way?

5 A Not that I remember.

6 Q Okay. Did she report any complaints about her
7 job with Mr. Epstein?

8 A Not to me.

9 Q Okay. Did she report them to anyone else who
10 then reported them to you?

11 A No.

12 Q Your wife, for example?

13 A I have no idea. Like I said, if she did tell my
14 wife, I never heard about it.

15 Q Okay. Have you ever met Ms. Maxwell?

16 A Not that I remember ever meeting her.

17 Q Do you know what she looks like?

18 A No.

19 Q Did you ever meet anyone else who worked with
20 Mr. Epstein?

21 A No.

22 Q Do you remember anyone else who worked for
23 Mr. Epstein bringing your daughter home, for example?

24 A No.

25 Q Did your daughter ever move into the home where

1 Q Okay. But your hours, if I understood you
2 right, were approximately 7:00 a.m. to 3:00 p.m.?

3 A Yes.

4 Q And Tuesday through Saturday?

5 A Yes.

6 Q Those hours would be the same time as somebody
7 her age would have been in high school?

8 A Yes.

9 Q Okay. So does that -- does that give an
10 indication to you that the short period of time she was
11 working was during the summer when there was not school?

12 A It seems to be that way.

13 Q Okay.

14 A I mean, to me, yeah.

15 Q It could have been a summer job?

16 A Yes, it could have been.

17 Q Okay. You would not have, as a father, had her
18 working somewhere instead of going to school?

19 A No, I wouldn't.

20 Q And the day that Virginia came and spoke to you
21 about meeting someone named Ms. Maxwell who was offering
22 her another job, do you remember the conversation that you
23 had with Virginia on that day?

24 A No, not really. I just remember Virginia saying
25 that, you know, she met Ms. Maxwell at the spa and that

1 Q And there it describes her job at Mar-a-Lago as
2 lasting from August 2000 to September of 2001. Do you see
3 that?

4 A Yes.

5 Q Does that refresh your memory about how long she
6 was working there?

7 MR. EDWARDS: Form.

8 THE WITNESS: She didn't work that long.

9 MS. MENNINGER: Okay.

10 THE WITNESS: Like I say, it was more, like,
11 a couple of weeks. It wasn't --

12 BY MS. MENNINGER:

13 Q Well, earlier you testified it, might have been
14 a couple of months?

15 A Well, you know, for me, two weeks, two months, I
16 mean, I don't even remember how long I worked at
17 Mar-a-Lago. I told you I worked there six years and
18 according to them, it was, like, three years. Seemed like
19 six.

20 Q Well, earlier you testified that Mar-a-Lago was
21 more of a seasonal place, correct?

22 A Yes, well, it is seasonal. But I mean, they
23 could be open up the spa area during the summer too
24 because I'm sure a lot of people in Palm Beach come to get
25 massages and things like that. I mean, you know, the only

1 part they close off is where the chefs and all that, where
2 they didn't do any more big events and stuff.

3 Q Okay.

4 A But I think the kitchen was still open. I mean,
5 they had a dining room.

6 Q So if she didn't work there that long
7 August 2000 -- even though August is in the summer -- it
8 would not be unusual in your mind?

9 A No.

10 Q Okay. So she could have started working in
11 August of 2000, correct?

12 A She could have, yeah.

13 Q And while you don't think she worked all the way
14 until September of 2001 --

15 A No.

16 Q -- that would be consistent with your
17 recollection of it being more seasonal in the fall,
18 September --

19 MR. EDWARDS: Object to the form.

20 THE WITNESS: Yes.

21 BY MS. MENNINGER:

22 Q So if she worked in the fall, September,
23 October, something like that, that seems likes that
24 accords with your memory, correct?

25 MR. EDWARDS: Object to the form.

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C E R T I F I C A T E

STATE OF FLORIDA
COUNTY OF MARION

I, Karla Layfield, RMR, Stenographic Court Reporter, do hereby certify that I was authorized to and did stenographically report the foregoing deposition of Sky Roberts; that said witness was duly sworn to testify truthfully; and that the foregoing pages, numbered 1 through 142, inclusive, constitute a true and correct record of the testimony given by said witness to the best of my ability.

I FURTHER CERTIFY that I am not a relative or employee or attorney or counsel of any of the parties hereto, nor a relative or employee of such attorney or counsel, nor am I financially interested in the action.

WITNESS MY HAND this _____ day of May, 2016, at Ocala, Marion County, Florida.

Karla Layfield, RMR
Stenographic Court Reporter

EXHIBIT 18
(Filed Under Seal)

Page 1	<p>UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF FLORIDA CASE No.08-CV-80119-CIV-MARRA/JOHNSON</p> <p>JANE DOE NO. 2,</p> <p>Plaintiff,</p> <p>-vs-</p> <p>JEFFREY EPSTEIN,</p> <p>Defendant.</p> <hr/> <p>Related cases: 08-80232, 08-80380, 98-80381, 08-80994, 08-80993, 08-80811, 08-80893, 09-80469, 09-80591, 09-80656, 09-80802, 09-81092</p> <hr/> <p>VIDEOTAPED DEPOSITION OF JUAN ALESSI VOLUME I</p> <p>Tuesday, September 8, 2009 10:12 a.m. - 3:45 p.m.</p> <p>2139 Palm Beach Lakes Boulevard West Palm Beach, Florida 33401</p> <p>Reported By: Sandra W. Townsend, FPR Notary Public, State of Florida PROSE COURT REPORTING AGENCY West Palm Beach Office</p>	Page 3																			
Page 2	<p>1 APPEARANCES: 2 On behalf of the Plaintiffs: 3 RICHARD WILLITS, ESQUIRE 4 RICHARD H. WILLITS, P.A. 5 2290 10th Avenue North, Suite 404 6 Lake Worth, Florida 33461 7 Phone: 561.582.7600 8 reelrh@hotmail.com</p> <p>9 STUART MERMELSTEIN, ESQUIRE 10 MERMELSTEIN & HOROWITZ, P.A. 11 18205 Biscayne Boulevard, Suite 2218 12 Miami, Florida 33160 13 Phone: 305.931.2200 14 ssm@sexabuseattorney.com 15 ahorowitz@sexabuseattorney.com 16 WILLIAM J. BERGER, ESQUIRE 17 ROTHSTEIN ROSENFELDT ADLER 18 401 East Las Olas Boulevard, Suite 1650 19 Fort Lauderdale, Florida 33301 20 Phone: 954.522.3456 21 bedwards@rra-law.com</p> <p>22 KATHERINE W. EZELL, ESQUIRE 23 PODHURST ORSECK, P.A. 24 25 West Flagler Street, Suite 800 25 Miami, Florida 33130 Phone: 305.358.2800 rjosefsberg@podhurst.com kezell@podhurst.com</p> <p>ADAM J. LANGINO, ESQUIRE LEOPOLD KUVIN 2925 PGA Boulevard, Suite 200 Palm Beach Gardens, Florida 33410 Phone: 561.515.1400 skuvin@leopoldkuvin.com</p>	<p>1 On behalf of the Defendant: 2 ROBERT J. CRITTON, ESQUIRE 3 BURMAN, CRITTON & LUTTIER 4 515 North Flagler Drive, Suite 400 5 West Palm Beach, Florida 33401 6 Phone: 561.842.2820 7 rcrit@bclclaw.com 8 mpik@bclclaw.com</p> <p>9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25</p> <p>1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25</p> <p style="text-align: center;">- - - E X H I B I T S - - -</p> <table border="0"> <thead> <tr> <th style="text-align: left;">NUMBER</th> <th style="text-align: left;">DESCRIPTION</th> <th style="text-align: right;">PAGE</th> </tr> </thead> <tbody> <tr> <td>6</td> <td>Exhibit number 1</td> <td style="text-align: right;">Photographs 45</td> </tr> <tr> <td>7</td> <td>Exhibit number 2</td> <td style="text-align: right;">Transcript 130</td> </tr> <tr> <td>8</td> <td>Exhibit number 3</td> <td style="text-align: right;">Incident Report 137</td> </tr> <tr> <td>9</td> <td>Exhibit number 4</td> <td style="text-align: right;">Incorporation Papers 149</td> </tr> <tr> <td>10</td> <td>Exhibit number 5</td> <td style="text-align: right;">Incorporation Papers 150</td> </tr> </tbody> </table>	NUMBER	DESCRIPTION	PAGE	6	Exhibit number 1	Photographs 45	7	Exhibit number 2	Transcript 130	8	Exhibit number 3	Incident Report 137	9	Exhibit number 4	Incorporation Papers 149	10	Exhibit number 5	Incorporation Papers 150	Page 4
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1 (Pages 1 to 4)

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1 MS. EZELL: I'm going to ask -- I don't know
 2 whether you've still been serially designating
 3 Exhibits or whether we're doing them separately for
 4 deposition.
 5 MR. CRITTON: I think we cannot trust that
 6 people will do them serially. I'd do them with
 7 each one.
 8 MS. EZELL: Then would you mark this, please,
 9 as Exhibit 1 to this deposition.
 10 And I'm just going to state on the record that
 11 I will keep that original. We will not attach it
 12 to the deposition.
 13 (Exhibit number 1 was marked for
 14 identification purposes and retained by Counsel for the
 15 Plaintiffs.)
 16 THE WITNESS: Yes, that's --
 17 BY MS. EZELL:
 18 Q. Can you identify that -- the young woman in
 19 those pictures?
 20 A. Yes.
 21 Q. Who is it?
 22 A. That's V. -- V. Now that you says R., that
 23 is V.R. definite, a hundred percent.
 24 MR. CRITTON: Let me just note my objection,
 25 as I did in A. Rod's deposition or Mr. Rodriguez's

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1 deposition, that I know you're going to confiscate
 2 Exhibit number 1. I think it's inappropriate. I
 3 think I should be allowed to have a copy of
 4 Exhibits that are being used in deposition. But
 5 I'll file a motion with the Court so we don't get
 6 into a pulling match over your Exhibits.
 7 MR. BERGER: I would ask that the court
 8 reporter initial that.
 9 MS. EZELL: Sure.
 10 Oh, you did?
 11 MR. WILLITS: She marked it.
 12 MR. BERGER: Did she put her initials or did
 13 she just put a number or a letter?
 14 MR. CRITTON: She's nodding that she did
 15 everything that she usually does, which means,
 16 initials, date and number.
 17 MR. MERMELSTEIN: You can talk.
 18 MR. WILLITS: But when you talk, use your
 19 initials.
 20 BY MS. EZELL:
 21 Q. How old did you think V.R. was at the time she
 22 began coming to Mr. Epstein's home?
 23 A. She could have been 17, 18, 19.
 24 Q. Could she have also been 15?
 25 MR. CRITTON: Form.

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1 THE WITNESS: Could have been. But, you know
 2 I am not -- I don't think I am a very good judge of
 3 ages. If you ask me how old you are, I really
 4 couldn't tell you.
 5 MR. CRITTON: Kathy thinks she's 25.
 6 MS. EZELL: In my dreams.
 7 THE WITNESS: Now, again, I must tell you, I
 8 was never told to check any i.d.s on any of the
 9 people who work at the house.
 10 BY MS. EZELL:
 11 Q. I understand that. And, so, I think I'm just
 12 trying to establish that you didn't consider it part of
 13 your job description to worry about or consider the
 14 ages --
 15 A. No.
 16 Q. -- of the young women that came there?
 17 A. Absolutely not. Absolutely not.
 18 Q. And, so, you never really focused on that or
 19 particularly thought about it if they seemed young?
 20 MR. CRITTON: Form.
 21 THE WITNESS: I don't -- I didn't see that
 22 many young girls, you know, young, underage girls
 23 at the house. I never saw except the two girls
 24 that I mentioned that I think it was underage was
 25 N. for sure because she was still in high school.

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1 And she -- she had dinner with her mother, a couple
 2 times with her mother. And she become an actress.
 3 She's an actress and she has done movies. And he
 4 help her in her career.
 5 That's the only girl that I knew she was young
 6 because she was going to high school and I pick her
 7 up from high school sometimes. But she was not a
 8 massage therapist. She will go for dinner. And
 9 they will go for the movies and she sang sometimes
 10 because she was a singer. So she sung at the
 11 house. Beautiful girl. Very talented.
 12 That's the only girl that I know that it
 13 was -- I would says, underage.
 14 BY MS. EZELL:
 15 Q. Okay. Did -- who told you that V.R. was a
 16 massage therapist?
 17 A. Nobody.
 18 Q. Did you assume that she was a massage
 19 therapist because you were told she was coming to give
 20 massage?
 21 A. No. I assumed she was a massage therapy
 22 because I was -- I drove Ms. Maxwell to Mar-a-lago,
 23 Donald Trump's residence. And I wait in the car while
 24 Ms. Maxwell got a -- I think it was a facial or massage.
 25 I don't know. But that day I remember this girl, V.,

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1 walking down from the main lobby towards the spa of
 2 Mar-a-lago. And I was driving Ms. Maxwell up, up the
 3 ramp. It's a little ramp there.
 4 And Ms. Maxwell says, stop. And she went and
 5 talked to -- she went inside.
 6 And that afternoon around 5:00 I saw V. came.
 7 She came to the house already, so she was there already.
 8 That was the first day I knew. And then she would come
 9 regularly.
 10 Q. Did you ever meet any of V.'s family?
 11 A. No. I think she was -- one time I think her
 12 father drove her there. And I met -- I don't know if it
 13 was the boyfriend or husband or -- but he had to wait,
 14 make him wait outside while she was at the house.
 15 Q. Do you know the name or recognize the name
 16 Tony Santiago?
 17 A. I think it was him.
 18 Q. That was her --
 19 A. I know he had an old beat-up car, Camaro or
 20 Mustang. I know it was very old car that I make him
 21 wait on the street one time. I make him come out of the
 22 driveway because we have to move some cars around.
 23 Q. Did there ever come a time when Tony Santiago
 24 was welcome in the kitchen?
 25 A. I think he came once in the kitchen, but

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1 Ms. Maxwell told me to get him out.
 2 Q. Did she tell you why?
 3 A. No. She didn't -- I guess she didn't want to
 4 become, you know, everybody -- because some of these
 5 people came with their husbands and they wait outside.
 6 And I guess she didn't want this to become a norm for
 7 everybody to bring their companions while they have --
 8 they will do a massage for her.
 9 Q. During the time you were there, did you ever
 10 know of Tony Santiago bringing any other girls to
 11 Mr. Epstein?
 12 A. No. I knew that sometimes I saw V. bring
 13 other girls with her, not Tony Santiago.
 14 Q. Do you remember the names of any of those
 15 girls --
 16 A. No, I don't.
 17 Q. -- that V. brought?
 18 A. That was at the end of my stay there. No.
 19 That was a very -- at the very end of the last month of
 20 my stay.
 21 Q. Did you give -- I don't believe I asked you,
 22 but if I did, forgive me. Did you give us an
 23 approximate year in which you were taking Ms. Maxwell to
 24 Mar-a-lago and saw V.R. for the first time?
 25 A. That was at the -- at the end of my stay

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1 there. So I would says, between three months maybe
 2 before I left. And I think I left at the end of the
 3 year, so it could have been -- I remember it was a very
 4 hard day because I had to wait in the sun outside in a
 5 convertible and I was dying, waiting for an hour for
 6 Ms. Maxwell. I think it was in the summer of 2002.
 7 Q. And if I remember correctly, you left in
 8 November or December of 2002?
 9 A. Yes.
 10 Q. So that might have been perhaps July or August
 11 of 2002?
 12 A. Uh-huh.
 13 Q. And, so, as I understand it, you only saw V.R.
 14 come to that house during the last three months of your
 15 time at Mr. Epstein's?
 16 A. Yes.
 17 Q. Do you have any -- any sense or can you
 18 approximate how many times she came?
 19 A. I cannot give you a number, but I would says,
 20 two, three times a week.
 21 Q. You mentioned that sometimes you would have to
 22 call these massage therapists in the middle of the
 23 night. Did you ever have to call V. for Mr. Epstein in
 24 the middle of the night?
 25 MR. CRITTON: Form.

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1 THE WITNESS: No. No.
 2 BY MS. EZELL:
 3 Q. Did there come a time while you were there
 4 that V.R. stayed in the house?
 5 MR. CRITTON: Form.
 6 THE WITNESS: I don't think so. I cannot
 7 remember. No.
 8 BY MS. EZELL:
 9 Q. How many bedrooms were there upstairs?
 10 A. One, two, three -- one, two, three, four --
 11 four -- so that would be five, five bedrooms.
 12 Q. Five. And, so, would one have been
 13 Mr. Epstein's bedroom?
 14 A. Yes. His quarters was big, huge quarters.
 15 Q. Sort of a suite?
 16 A. Yeah. And he has -- this is the room. His
 17 bathroom was here and her bathroom was here. The main
 18 room was here. And we have -- it was two sets of doors
 19 before -- two sets of double doors before you can go
 20 into the suite. There was one on top of the stairway
 21 and one in the middle of the hallway. And then you walk
 22 into the -- into the suite.
 23 Q. Okay. And you -- you just put a red eight by
 24 11 folder in front of you?
 25 A. Yeah.

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1 A. Yes. Before she was married, yeah. They
 2 split up and she went her own way.
 3 Q. Did she marry a Glen Dubin (phonetics)?
 4 A. That's correct. And Mr. Dubin used to come to
 5 the house, too.
 6 Q. Do you know, was Sarah Kellen ever one of the
 7 massage therapists before she became an assistant?
 8 A. I don't know if she was a massage therapist.
 9 I don't remember setting up a massage table for her. I
 10 think she was an assistant. And she would call -- at
 11 the end of my stay, I was -- tried to pull aside from my
 12 obligations and Sarah was doing all the phone calls and
 13 all the arrangement and all the looking out for these
 14 girls for the -- for massage therapists. They were
 15 constantly.
 16 Q. When did that role get transferred from you to
 17 Ms. Maxwell, the role of looking after girls and calling
 18 the girls?
 19 A. I didn't look after -- out for girls.
 20 Ms. Maxwell was the one that recruit -- I remember one
 21 occasion or two occasions she would says to me, John,
 22 give me a list of all the spas in Palm Beach County.
 23 And I will drive her from one to the other one to PGA
 24 and Boca. And she will go in, drop credit cards -- not
 25 credit cards, but business cards, and she come out. And

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1 then we go to -- she will recruit the girls. Was
 2 never -- never done by me or Mr. Epstein or anybody
 3 else, that I know.
 4 I don't know about Sarah because Sarah was
 5 there at the last, last -- probably last weeks of my
 6 stay there. So I cannot say anything about Sarah.
 7 Q. Was there any point in time -- well, let me
 8 ask you this way: Did -- you said sometimes you would
 9 call the girls to come --
 10 A. Uh-huh.
 11 Q. -- to give them massage. And sometimes
 12 Ms. Maxwell would?
 13 A. Yeah.
 14 Q. Did there come a time when she took that over
 15 entirely from you --
 16 A. No.
 17 Q. -- or that continued --
 18 A. That's continued.
 19 Q. -- until you left?
 20 A. Yeah.
 21 Q. Do you remember, is Jeffrey Epstein godfather
 22 to one of the Dubin children?
 23 A. I don't know if he godfather. I don't
 24 remember that. But he was very fond to these children,
 25 the children.

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1 Q. And they called him uncle, you said?
 2 A. They called him uncle.
 3 Q. Did you ever learn what Tony Santiago did for
 4 a living?
 5 A. No.
 6 Q. Have you had any occasion to see him since the
 7 time you left Mr. Epstein's employ?
 8 A. No.
 9 Q. And you don't -- do you have any idea where he
 10 is?
 11 A. I have no idea. I remember an incident, one
 12 time the -- I went to pick her up at Royal Palm Beach
 13 and she was crying and I went and knock at the door and
 14 she was crying. And she says, well, -- I think it was
 15 Tony or -- because she used to live with these other
 16 guys, too. There were two guys and her or two couples.
 17 I don't know the arrangements there. But I remember
 18 that she told me the -- Tony or her boyfriend had got
 19 mad and ripped the furniture, he cut the furniture in
 20 pieces and he even broke the screens. Because I was --
 21 when I went into to knock the door, the screen was all
 22 ripped up like it was cut.
 23 And she told me that he got mad at -- I don't
 24 know what happened. I never saw him in there.
 25 Q. Did she tell you he had hit her or beaten her

Page 60

1 at all?
 2 MR. CRITTON: Is the she, V., V.R.?
 3 MS. EZELL: Yes. Thank you.
 4 BY MS. EZELL:
 5 Q. Did you ever see during the time you were
 6 there photographs of V. in the house, the Epstein house?
 7 V.R. in the Epstein house?
 8 A. I don't think so. I don't think so.
 9 Q. Did you ever see photographs of V.R. in
 10 Ms. Maxwell's albums?
 11 A. No.
 12 Q. At the time you were employed by Mr. Epstein,
 13 were there any hidden cameras?
 14 A. No.
 15 Q. You do know that he installed some after you
 16 left, correct?
 17 MR. CRITTON: Correct.
 18 THE WITNESS: I don't know.
 19 BY MS. EZELL:
 20 Q. Wasn't there a camera involved in the incident
 21 that -- the incident in which you took money from
 22 Mr. Epstein?
 23 A. Yeah. Yes. But I don't know if he install it
 24 or not. That's what he told me.
 25 Q. Okay.

15 (Pages 57 to 60)

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1 Q. What kind of costume?
 2 A. I don't know. It was a black, shiny costume.
 3 I never saw it on her.
 4 Q. Was it leather?
 5 A. No. I think it was like a vinyl. But we were
 6 very fussy about touching any of that stuff. We just...
 7 MS. EZELL: No other questions. Thank you,
 8 sir.
 9 THE WITNESS: You're welcome.
 10 MR. LANGINO: I shouldn't have more than a
 11 half hour's worth of questions, if everybody is
 12 okay to power through.
 13 MR. BERGER: I probably have a half hour to an
 14 hour.
 15 MR. LANGINO: Okay.
 16 MR. BERGER: Unless you cover what I cover.
 17 MR. MERMELSTEIN: I could say the same thing,
 18 so probably less than that.
 19 MR. LANGINO: So I guess my question is --
 20 MR. BERGER: I think we ought to take a break.
 21 MR. LANGINO: That was my question.
 22 MR. BERGER: We're going to take a break.
 23 Do you have any problem with that?
 24 THE WITNESS: No. Whatever you guys want to
 25 do.

1 CERTIFICATE OF OATH
 2 STATE OF FLORIDA
 3 COUNTY OF PALM BEACH
 4
 5
 6 I, the undersigned authority, certify that
 7 JUAN ALESSI personally appeared before me and was duly
 8 sworn on the 8th day of September, 2009.
 9
 10 Dated this 19th day of September, 2009.
 11
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 13
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 15  
 16 Sandra W. Townsend, Court Reporter
 17 Notary Public - State of Florida
 18 My Commission Expires: 6/26/12
 19 My Commission No.: DD 793913
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1 (Lunch recess.)
 2 (Continued to Volume II.)
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1 CERTIFICATE
 2 STATE OF FLORIDA
 3 COUNTY OF PALM BEACH
 4
 5
 6 I, Sandra W. Townsend, Court Reporter and
 7 Notary Public in and for the State of Florida at Large,
 8 do hereby certify that the aforementioned witness was by
 9 me first duly sworn to testify the whole truth; that I
 10 was authorized to and did report said deposition in
 11 stenotype; and that the foregoing pages numbered 1 to
 12 78, inclusive, are a true and correct transcription of
 13 my shorthand notes of said deposition.
 14
 15 I further certify that said deposition was
 16 taken at the time and place hereinabove set forth and
 17 that the taking of said deposition was commenced and
 18 completed as hereinabove set out.
 19 I further certify that I am not attorney or
 20 counsel of any of the parties, nor am I a relative or
 21 employee of any attorney or counsel of party connected
 22 with the action, nor am I financially interested in the
 23 action.
 24 The foregoing certification of this transcript
 25 does not apply to any reproduction of the same by any
 means unless under the direct control and/or direction
 of the certifying reporter.
 Dated this 19th day of September, 2009.

 Sandra W. Townsend, Court Reporter

20 (Pages 77 to 80)

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1 Q. -- would be the young one?

2 A. Yeah.

3 Q. You stated that Ms. Maxwell was very hard on
4 you and you got blamed for everything, and that you --
5 you liked the job and you liked Mr. Epstein, but you
6 didn't like working for Mrs. Maxwell?

7 A. That's correct.

8 Q. Can you tell me why, other than that she
9 blamed you for everything?

10 A. She came from a very wealthy family and she
11 was -- just my opinion; I give my personal opinion --
12 that she was rotten spoiled and she tried to drive the
13 house like a palace and not a home.

14 I was -- I discussed it with her, many, many
15 times we have discussions. And sometimes I even refuse
16 to do her orders, knowing that I was going to be backed
17 up by Mr. Epstein or do the right thing, my thinking of
18 running the house should be. But we never had a good
19 relationship at all from the beginning, I don't think
20 so. But I was -- have to be her driver and she will go
21 and shop all over the malls and I will have to go behind
22 her, pay for it and bring the bags to the car.

23 Next day or the same day she will do shopping
24 and buy and say, John, go to this store and get it. It
25 was a lot of work. It was a lot that she created and

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1 most of this jobs that she created.

2 Q. And one of those things you also had to do
3 with her was to take her to different spas?

4 A. Yes.

5 Q. And there she would recruit young women to
6 come and do massages?

7 A. Because she was English. And she didn't know
8 the area too much as well as I knew. So she -- she
9 says, John, make a list of all the massage -- the spas
10 in the area from Jupiter to Boca Raton. And we went to
11 all the main spas. And then we went to the schools for
12 massage therapists, and all the massage parlors, and
13 massage, the small massage.

14 So I make a list from the telephone book and
15 we would go from one to the another one. I would wait
16 in the car and she goes in.

17 And sometime she took a couple minutes and
18 walk out with cards, business cards. And that -- she
19 did the recruiting.

20 And from then, she pick up the girls and that
21 was the end of it. I never did any recruiting and I
22 never really saw him doing it.

23 Q. You really never saw?

24 A. Never saw Mr. Epstein recruiting anybody.

25 MS. EZELL: All right. I have no other

EXHIBIT 19
(Filed Under Seal)

IN THE CIRCUIT COURT OF THE FIFTEENTH JUDICIAL
CIRCUIT IN AND FOR PALM BEACH COUNTY, FLORIDA
CASE NO:502008CA028051XXXXMB AB

L.M.

Plaintiff,

-VS-

JEFFREY EPSTEIN
AND SARAH KELLEN,

Defendants.

_____ /

DEPOSITION OF JANUSZ BANASIAK

Tuesday, February 16, 2010
10:09 - 2:30 p.m.

250 Australian Avenue South
Suite 1500
West Palm Beach, Florida 33401

Reported By:
Cynthia Hopkins, RPR, FPR
Notary Public, State of Florida
Prose Court Reporting
Job No.: 1317

(561) 832-7500 PROSE COURT REPORTING AGENCY, INC. (561) 832-7506

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GIUFFRE004424

1 Q. What family was that?

2 A. It's, it was an older house in New York. I
3 worked there for seven years, no, five years before I
4 get the job in the Seagram company. So, I guess I had
5 some experience to continue.

6 Q. Do you remember the name of the family
7 that you worked with for seven years in New York?

8 A. Frank, Frank.

9 Q. His name is something Frank, F-r-a-n-k?

10 A. Yes.

11 Q. Do you remember the first name?

12 A. Fredrick.

13 Q. And were your duties as house manager for
14 Fredrick Frank similar to your duties as house
15 manager for Jeffrey Epstein?

16 A. Yes, yes.

17 Q. And when you started in 2005 when you
18 heard that there was a job position with Jeffrey
19 Epstein, did you interview for that position?

20 A. Yes.

21 Q. Who did you interview with?

22 A. First I got interviewed with Ghislaine
23 Maxwell.

24 Q. And that's G-h-i-s-l-a-i-n-e, Maxwell?

25 A. Right, right.

1 Q. Where did that interview take place?

2 A. In New York.

3 Q. And it was for the position as house
4 manager in the Palm Beach house, correct?

5 A. Right.

6 Q. That's at 358 Albrillo way?

7 A. Correct.

8 Q. Why were you interviewed in New York, if
9 you know?

10 A. Because at that time I was living in New York
11 with my friends and so --

12 Q. Where did the interview take place in New
13 York?

14 A. In her house on 65th Street.

15 Q. Whose house, do you know?

16 A. Ghislaine Maxwell.

17 Q. So, Ghislaine Maxwell interviewed you back
18 in 2005 at her house in New York for a position at
19 Jeffrey Epstein's house in Palm Beach?

20 A. Right.

21 Q. And what did the interview consist of?
22 What did she ask you?

23 A. She asked me basic questions, you know, what's
24 my previous employer, how long I work for them and
25 basically she was checking my resume.

1 Q. Okay. So, I assume then that your wife
2 that you are separated from I guess at the time, she
3 didn't come down to Palm Beach?

4 A. No, no.

5 Q. And this is somebody who still lives
6 somewhere other than Florida?

7 A. Correct.

8 Q. So, you came down in February 2005 and
9 began working. What did you, what did you first
10 start doing for Jeffrey Epstein?

11 A. First I doing? I don't remember nothing
12 special.

13 Q. Okay. Well, were you working -- I will
14 rephrase it. Were you working only for Jeffrey
15 Epstein or were you working also for Ghislaine
16 Maxwell, the other person who interviewed you, or
17 anybody else in the house?

18 A. I guess only for him because she was visiting
19 a few times house, but I am employed by him.

20 Q. Okay. What was your understanding at that
21 time as to the relationship between Ghislaine
22 Maxwell and Jeffrey Epstein?

23 A. They were like partners in business.

24 Q. Okay. What business was that, if you
25 know?

1 A. I don't know what kind of business but she was
2 the one who organized I would say employment with this
3 organization. So, whatever I need, if I have some kind
4 of problem, I contact her. She was the one who decided
5 what I have to answer my problems with, what I was
6 supposed to do.

7 Q. How many times did you have problems where
8 you had to go through her?

9 A. Well, not big problems. Just a question of
10 what certain, how to do certain things. For example,
11 what kind of flowers I have to buy, what kind of things
12 he likes, what time I supposed to serve him coffee in
13 the mornings, sort of organizing things.

14 Q. Those are things that you wouldn't ask
15 Jeffrey Epstein directly?

16 A. No, no. He doesn't like those things to ask
17 him directly. He would like to prefer either through
18 his assistant or like I say, Ghislaine Maxwell.

19 Q. Is that still the same today?

20 A. Yes, still the same. Unless, something happen
21 that I need to, nobody is around and I need to urgently
22 contact him, I go to him directly.

23 Q. So, for the most part if you have a
24 question or at least -- let's go back to 2005, you
25 had a question about what needed to be done in the

1 A. (Witness shakes head.)

2 Q. And I'm sorry.

3 A. No.

4 Q. I understood you when you shook your head.

5 A. I realize what you told me but I am sorry.

6 Q. I told you it was easy to forget.

7 Do you remember who it was that personally
8 removed the computers and equipment from the
9 property? Was it Mr. Epstein, was it a lawyer, was
10 it, do you remember?

11 A. It was Adriana.

12 Q. All right. And I am of the understanding
13 that there were several computers that were removed
14 from the house, correct?

15 MR. GOLDBERGER: Form.

16 THE WITNESS: Yes, three of them.

17 BY MR. EDWARDS:

18 Q. Three? And to your knowledge Adriana
19 removed all of them?

20 A. She show up one day with gentleman. I don't
21 remember his name. And she told me that they are moving
22 out those computers.

23 Q. And where were the computers? Which rooms
24 were the computers in that were removed by Adriana
25 and this gentleman you're describing?

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CERTIFICATE OF OATH

THE STATE OF FLORIDA
COUNTY OF PALM BEACH

I, the undersigned authority, certify that
JANUSZ BANASIAK personally appeared before me
and was duly sworn on the 16th day of February,
2010.

Dated this 28th day of February, 2010.

Cynthia J. Hopkins



Cynthia Hopkins, RPR, FPR
Notary Public - State of Florida
My Commission Expires: February 25, 2011
My Commission No.: DD 643788

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C E R T I F I C A T E

THE STATE OF FLORIDA
COUNTY OF PALM BEACH

I, Cynthia Hopkins, Registered Professional Reporter, Florida Professional Reporter and Notary Public in and for the State of Florida at large, do hereby certify that I was authorized to and did report said deposition in stenotype; and that the foregoing pages are a true and correct transcription of my shorthand notes of said deposition.

I further certify that said deposition was taken at the time and place hereinabove set forth and that the taking of said deposition was commenced and completed as hereinabove set out.

I further certify that I am not attorney or counsel of any of the parties, nor am I a relative or employee of any attorney or counsel of party connected with the action, nor am I financially interested in the action.

The foregoing certification of this transcript does not apply to any reproduction of the same by any means unless under the direct control and/or direction of the certifying reporter.

Dated this 28th day of February, 2010.


Cynthia Hopkins, RPR, FPR

EXHIBIT 20
(Filed Under Seal)

09 - 22783

Condensed Transcript

IN THE CIRCUIT COURT OF THE FIFTEENTH JUDICIAL CIRCUIT
IN AND FOR PALM BEACH COUNTY, FLORIDA
CIVIL DIVISION

L.M.,

Plaintiff,

vs.

CASE No.
502008CA028051XXXXMB AB

JEFFREY EPSTEIN,

Defendant.

**DEPOSITION OF
LOUELLA RABUYO
VOLUME I**

October, 20, 2009
10:10 a.m.

515 N. Flagler Drive
Suite 200-P
West Palm Beach, Florida 33401

Reported By: Teresa Whalen, RPR, FPR, Notary Public, State of Florida



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Louella Rabuyo - Volume I

October 20, 2009

<p style="text-align: center;">1</p> <p>IN THE CIRCUIT COURT OF THE FIFTEENTH JUDICIAL CIRCUIT IN AND FOR PALM BEACH COUNTY, FLORIDA CIVIL DIVISION CASE No.502008CA028051XXXXMB AB</p> <p>L.M., Plaintiff, -vs- JEFFREY EPSTEIN, Defendant.</p> <hr/> <p style="text-align: center;">DEPOSITION OF LOUELLA RABUYO VOLUME I</p> <p style="text-align: center;">Tuesday, October, 20, 2009 10:10 - 3:30 p.m.</p> <p style="text-align: center;">515 N. Flagler Drive, Suite 200-P West Palm Beach, Florida 33401</p> <p>Reported By: Teresa Whalen, RPR, FPR Notary Public, State of Florida West Palm Beach Office Job #118991</p>	<p style="text-align: center;">3</p> <p>1 APPEARANCES: 2 3 On behalf of the Defendant: 4 ROBERT D. CRITTON, JR., ESQUIRE 5 BURMAN CRITTON LUTTIER & COLEMAN, LLP 6 303 Banyan Boulevard, Suite 400 7 West Palm Beach, Florida 33401 8 Phone: 561.842.2820 9 10 On behalf of Plaintiff L.M.: 11 BRADLEY J. EDWARDS, ESQUIRE 12 CARA L. HOLMES, ESQUIRE 13 ROTHSTEIN ROSENFELDT ADLER 14 401 E. Las Olas Boulevard, Suite 1650 15 Fort Lauderdale, Florida 33394 16 Phone: 954.522.3456 17 18 On behalf of the Witness: 19 BRUCE E. REINHART, ESQUIRE 20 LAW OFFICE OF BRUCE E. REINHART 21 250 S. Australian Avenue, Suite 1400 22 West Palm Beach, Florida 33401 23 Phone: 561.202.6360 24 25 On behalf of Defendants/Jane Does 2 - 8: 26 STUART S. MERMELSTEIN, ESQUIRE 27 MERMELSTEIN & HOROWITZ, P.A. 28 18205 Biscayne Boulevard, Suite 2218 29 Miami, Florida 33160 30 Phone: 305.931.2200 31 32 On behalf of Plaintiff in related Case No. 08-80811 33 JACK HILL, ESQUIRE (Partially via speakerphone) 34 SEARCY, DENNEY, SCAROLA, BARNHART & SHIPLEY 35 2139 Palm Beach Lakes Boulevard 36 West Palm Beach, Florida 33409 37 Phone: 561.686.6300</p>
<p style="text-align: center;">2</p> <p>1 UNITED STATES DISTRICT COURT 2 SOUTHERN DISTRICT OF FLORIDA 3 4 CASE No.08-CV-80119-CIV-MARRA/JOHNSON 5 6 JANE DOE NO. 2, 7 Plaintiff, 8 -vs- 9 JEFFREY EPSTEIN, 10 Defendant.</p> <hr/> <p>11 Related cases: 12 08-80232, 08-80380, 98-80381, 08-80994, 13 08-80993, 08-80811, 08-80893, 09-80469, 14 09-80591, 09-80656, 09-80802, 09-81092</p> <hr/> <p>15 DEPOSITION OF LOUELLA RABUYO 16 VOLUME I 17 18 Tuesday, October 20, 2009 19 10:10 - 3:30 p.m. 20 21 515 N. Flagler Drive, Suite 200-P 22 West Palm Beach, Florida 33401</p> <p>23 Reported By: 24 Teresa Whalen, RPR, FPR 25 Notary Public, State of Florida West Palm Beach Office Job #118991 Phone: 800.330.6952 561.659.4155</p>	<p style="text-align: center;">4</p> <p>1 --- 2 I N D E X 3 --- 4 5 WITNESS: DIRECT CROSS REDIRECT RECROSS 6 7 LOUELLA RABUYO 8 BY MR. EDWARDS: 5 190 9 BY MR. MERMELSTEIN: 135 208 10 BY MR. HILL: 156 11 BY MR. CRITTON: 173 12 13 --- 14 E X H I B I T S 15 --- 16 17 NUMBER DESCRIPTION PAGE 18 DEFENDANT'S EX. 1 COPIES, COMPOSITE PHOTOGRAPHS 103 19 DEFENDANT'S EX. 2 COMPOSITE PHONE MESSAGE BOOK 147 20 DEFENDANT'S EX. 3 COPY OF PHOTOGRAPH 162 21 22 23 24 25</p>



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<p style="text-align: center;">81</p> <p>1 A When I came back to report, that's how I 2 learned. 3 Q Elaborate on that for me. What do you mean, 4 when you came back to report that's how I learned? 5 A I reported in the afternoon, and then that's 6 how I learned that the police came. 7 Q All right. And when were you -- you're now 8 saying you came back to report and you learned that the 9 police had already come to the house, right? 10 A Yes, sir. 11 Q Prior to that occasion, when was the previous 12 time that you were at the house? 13 A The day before. 14 Q Okay. And the day before you left your shift 15 at roughly five o'clock? 16 A I cannot remember. I usually leave 5:00 or 17 5:30. 18 Q But sometime late in the afternoon? 19 A Yes. 20 Q And as of that time, the day before the search 21 warrant was issued, you had seen no police officers in 22 or around the house? 23 A No. 24 Q And then the next day you reported to the job 25 at what time?</p>	<p style="text-align: center;">83</p> <p>1 Q So are we talking about the day the police 2 went to Jeffrey Epstein's house you did not go in the 3 morning, but you went after lunch and the police had 4 already left? 5 A Oh. No. When I went there nobody was there, 6 no policemen were around. 7 Q Who was at the house then? 8 A Janusz, and Douglas, the architect. 9 Q Schoettle? 10 A Yes. 11 Q And did you have a discussion with them? 12 A No. 13 Q How did you know the police had been to the 14 house? 15 A Janusz told me. 16 Q When? 17 A When I arrive. 18 Q That's what I was asking you when I said did 19 you have a discussion with them, meaning Janusz and 20 Douglas. 21 A Okay. Being because them -- with Janusz only. 22 Q What did he say? 23 A He said the police came and, what's this, took 24 away some stuff. 25 Q Did he say what they took?</p>
<p style="text-align: center;">82</p> <p>1 A The next day? 2 Q The next day. 3 A I report in the afternoon. 4 Q Was there a reason why you reported in the 5 afternoon? 6 A Ms. Maxwell called me. 7 Q When did she call you? 8 A During that day, she said Louella, you can 9 report in the afternoon. 10 Q She called you early in the morning? 11 A Not early. 12 Q Normally you would report to the house between 13 eight and nine o'clock, right? 14 A Yes, sir. 15 Q So in order for you not to arrive at the 16 house, she had to have called you before eight or 17 nine o'clock, right? 18 A Yes. 19 Q Okay. So approximately what time does 20 Ms. Maxwell call you to tell you you can report to the 21 house later on that day? 22 A I cannot remember really the time. 23 Q Okay. What time did you actually report to 24 the house? 25 A After lunch, about -- maybe after lunch.</p>	<p style="text-align: center;">84</p> <p>1 A He said pictures. 2 Q Did he tell you which pictures? 3 A No, sir. 4 Q Aside from pictures, what else did the police 5 take, as Janusz told you? 6 A He did not elaborate. 7 Q All right. Prior to the police going to the 8 house and taking pictures, do you remember seeing 9 pictures around Mr. Epstein's house? 10 A Yes. 11 Q Do you remember seeing pictures of naked or 12 nude females around Mr. Epstein's house? 13 A Not around, in his closet. 14 Q In Mr. Epstein's closet you would see -- 15 describe what you would see related to females in 16 pictures. 17 A Some have topless. 18 Q Is this a big closet? 19 A No. Not really big, it's just this big, not 20 so big. 21 Q Okay. Were these pictures that could be seen 22 by -- strike that. 23 Do you know of any other pictures of females 24 that were confiscated by the police that did not come 25 from Mr. Epstein's closet?</p>



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Louella Rabuyo - Volume I

October 20, 2009

<p style="text-align: center;">129</p> <p>1 STATE OF FLORIDA 2 COUNTY OF PALM BEACH 3 4 5 I, the undersigned authority, certify that 6 LOUELLA RABUYO personally appeared before me on the 20th 7 of October, 2009, and was duly sworn. 8 9 Dated this 30th day of October, 2009. 10 11 12 13 14 15 Teresa Whalen, RPR, FPR 16 Notary Public - State of Florida 17 My Commission Expires: 4/25/11 18 My Commission No.: DD 644533 19 Job # 118991 20 21 22 23 24 25</p>	
<p style="text-align: center;">130</p> <p>1 CERTIFICATE 2 STATE OF FLORIDA 3 COUNTY OF PALM BEACH 4 5 I, Teresa Whalen, Registered Professional 6 Reporter and Notary Public in and for the State of 7 Florida at Large, do hereby certify that the 8 aforementioned witness was by me first duly sworn to 9 testify the whole truth; that I was authorized to 10 and did report said deposition in stenotype; and 11 that the foregoing pages are a true and correct 12 transcription of my shorthand notes of said 13 deposition. 14 I further certify that said deposition was 15 taken at the time and place hereinabove set forth 16 and that the taking of said deposition was commenced 17 and completed as hereinabove set out. 18 19 I further certify that I am not attorney or 20 counsel of any of the parties, nor am I a relative or 21 employee of any attorney or counsel of party connected 22 with the action, nor am I financially interested in the 23 action. 24 25 The foregoing certification of this transcript does not apply to any reproduction of the same by any means unless under the direct control and/or direction of the certifying reporter. Dated this 30th day of October, 2009. Teresa Whalen, RPR, FPR Job # 118991</p>	



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EXHIBIT 21
(Filed Under Seal)

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UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

JANE DOE NO. 2, Case No: 08-CV-80119
Plaintiff,
Vs
JEFFREY EPSTEIN,
Defendant.

_____ /

JANE DOE NO. 3, Case NO: 08-CV-80232
Plaintiff,
Vs
JEFFREY EPSTEIN,
Defendant.

_____ /

JANE DOE NO. 4, Case No: 08-CV-80380
Plaintiff,
Vs.
JEFFREY EPSTEIN,
Defendant.

_____ /

JANE DOE NO. 5, Case No: 08-CV-80381
Plaintiff,
Vs
JEFFREY EPSTEIN,
Defendant.

_____ /

<p style="text-align: right;">Page 2</p> <p>1 JANE DOE NO. 6, Case No: 08-CV-80994 2 Plaintiff, 3 Vs 4 JEFFREY EPSTEIN, 5 Defendant.</p> <hr/> <p>6 JANE DOE NO. 7, Case No. 08-CV-80993 7 Plaintiff, 8 Vs 9 JEFFREY EPSTEIN, 10 Defendant.</p> <hr/> <p>11 C.M.A., Case No: 08-CV-80811 12 Plaintiff, 13 Vs 14 JEFFREY EPSTEIN, 15 Defendant.</p> <hr/> <p>16 JANE DOE, Case No: 08-CV-80893 17 Plaintiff, 18 Vs 19 JEFFREY EPSTEIN, 20 Defendant.</p> <hr/> <p>21 22 23 24 25</p>	<p style="text-align: right;">Page 4</p> <p>1 V I D E O T A P E D 2 D E P O S I T I O N 3 of 4 ALFREDO RODRIGUEZ 5 6 taken on behalf of the Plaintiffs pursuant 7 to a Re-Notice of Taking Deposition (Duces Tecum) 8 9 - - - 10 APPEARANCES: 11 12 MERMELSTEIN & HOROWITZ, P.A. 13 BY: STUART MERMELSTEIN, ESQ. 14 18205 Biscayne Boulevard 15 Suite 2218 16 Miami, Florida 33160 17 Attorney for Jane Doc 2, 3, 4, 5, 18 6, and 7. 19 20 ROTHSTEIN ROSENFELDT ADLER 21 BY: BRAD J. EDWARDS, ESQ., and 22 CARA HOLMES, ESQ. 23 Las Olas City Centre 24 Suite 1650 25 401 East Las Olas Boulevard Fort Lauderdale, Florida 33301 Attorney for Jane Doe and E.W. And L.M. PODHURST ORSECK BY: KATHERINE W. EZELL 25 25 West Flagler Street Suite 800 Miami, Florida 33130 Attorney for Jane Doe 101 and 102.</p>
<p style="text-align: right;">Page 3</p> <p>1 JANE DOE NO. II, Case No: 08-CV-80469 2 Plaintiff, 3 Vs 4 JEFFREY EPSTEIN, 5 Defendant.</p> <hr/> <p>6 JANE DOE NO. 101, Case No: 09-CV-80591 7 Plaintiff, 8 Vs 9 JEFFREY EPSTEIN, 10 Defendant.</p> <hr/> <p>11 JANE DOE NO. 102, Case No: 09-CV-80656 12 Plaintiff, 13 Vs 14 JEFFREY EPSTEIN, 15 Defendant.</p> <hr/> <p>16 17 18 19 20 21 22 23 24 25</p>	<p style="text-align: right;">Page 5</p> <p>1 APPEARANCES: 2 3 LEOPOLD-KUJVIN 4 ADAM J. LANGINO, ESQ. 5 2925 PGA Boulevard 6 Suite 200 7 Palm Beach Gardens, Florida 33410 8 Attorney for B.B. 9 10 RICHARD WILLITS, ESQ. 11 2290 10th Avenue North 12 Suite 404 13 Lake Worth, Florida 33461 14 Attorney for C.M.A. 15 16 BURMAN, CRITTON, LUTTIER & 17 COLEMAN, LLP 18 BY: ROBERT CRITTON, ESQ. 19 515 North Flagler Drive 20 Suite 400 21 West Palm Beach, Florida 33401 22 Attorney for Jeffrey Epstein. 23 24 25</p>
<p>17 18 19 20 21 22 23 24 25</p>	<p>16 ALSO PRESENT: 17 18 JOE LANGSAM, VIDEOGRAPHER 19 20 21 22 23 24 25</p>

2 (Pages 2 to 5)

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11 EXHIBITS PAGE

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13 2 Documents 115

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Page 8

1 Doe right here on the copy you gave me. I'm

2 missing which Jane Doe this is.

3 They're all different case numbers. Do

4 you want me to go through each case number?

5 MR. CRITTON: I'm going to note my

6 objection. Obviously if this deposition

7 gets played -- not obviously, I'm going to

8 object to the litany of each one so I don't

9 know how we can separate it out. Maybe if

10 and when at the time of trial and depending

11 on how the Court determines what comes in

12 and what doesn't with regard to the

13 consolidated aspects of this. I have no

14 great idea other than just saying Jane Doe

15 versus Epstein, et al, or something like

16 that, or Jane Doe, et al.

17 MS. EZELL: Couldn't we just say and

18 those cases which have been consolidated

19 with it for Discovery purposes?

20 MR. EDWARDS: Although there is cases

21 here that have cross noticed this from state

22 court that haven't been consolidated so that

23 may not work. You may have to read them

24 all, if it works out your way that will just

25 get edited out, at least he will have read

Page 7

1 Deposition taken before MICHELLE PAYNE, Court

2 Reporter and Notary Public in and for the State of

3 Florida at Large, in the above cause.

4 - - -

5 THE VIDEOGRAPHER: This is the case of

6 Jane Doe No. 2, plaintiff, versus Jeffrey

7 Epstein, defendant. Jane Doe No. 3,

8 plaintiff, versus Jeffrey Epstein,

9 defendant. Jane Doe No. 4, plaintiff,

10 versus Jeffrey Epstein, defendant. And Jane

11 Doe No. 5, plaintiff, versus Jeffrey

12 Epstein, defendant. Jane Doe No. 6,

13 plaintiff, versus Jeffrey Epstein,

14 defendant. Jane Doe No. 7, plaintiff,

15 versus Jeffrey Epstein, defendant. CMA,

16 plaintiff, versus Jeffrey Epstein,

17 defendant. And Jane Doe, plaintiff, versus

18 Jeffrey Epstein, et al, defendant. And Jane

19 Doe -- is there a shorter thing that we can

20 do here? It's also missing this one right

21 here.

22 MR. MERMELSTEIN: Do we have a problem

23 with saying Jane Doe 2 and the Epstein and

24 related cases?

25 THE VIDEOGRAPHER: I'm missing this Jane

Page 9

1 that caption, every caption. Right? Is

2 there a better suggestion?

3 MR. CRITTON: No. There may be a better

4 suggestion if he starts this is such and

5 such day, it's the deposition of Mr.

6 Rodriguez in the case such and such, and we

7 can almost fill it in depending on which

8 tape it goes, how it fills in, at least

9 we'll have the context of the first and

10 depending on whether the Judge reads it in

11 from a consolidated or they all come

12 related, I have no great idea.

13 MR. EDWARDS: I was thinking if he read

14 every one of them and it was the seventh in

15 line then you just would edit it so you

16 would only read that one.

17 MR. CRITTON: I'm okay with that too.

18 THE VIDEOGRAPHER: On page number three

19 there is something missing on the top here.

20 Do you want me to read each case number

21 separately?

22 MR. MERMELSTEIN: I don't think it's

23 necessary.

24 MR. EDWARDS: I don't think it's

25 necessary either.

3 (Pages 6 to 9)

Page 26

1 with a copy.
 2 Q. Were you the only one who was allowed to
 3 answer the phone?
 4 A. Yes.
 5 Q. I'm sorry, what would you do --
 6 A. I would leave it on the counter next to
 7 the kitchen so when I find that piece all crumbled
 8 I knew that Mr. Epstein saw the message, so we
 9 communicated like that.
 10 Q. Now, you mentioned Mr. Epstein would give
 11 you instructions during the course of the day.
 12 A. Through his assistant.
 13 Q. And his assistant was whom?
 14 A. Sarah Kellen.
 15 Q. But you didn't view her as your
 16 supervisor?
 17 A. She take orders from Mrs. Maxwell but she
 18 will tell me, Alfredo, we need to buy this, we
 19 need to do this, and so and so was coming. I
 20 couldn't talk directly to Mr. Epstein.
 21 Q. Okay. So any communications from Mr.
 22 Epstein always came through Ms. Kellen?
 23 A. Or from the office in New York. Lesley,
 24 his secretary, or somebody else, the comptroller,
 25 the architect, any lawyer.

Page 27

1 Q. Lawyer, what kind of instructions would
 2 you get from lawyers?
 3 A. We used to have a lot of time, for
 4 instance, the dock construction, you need to have
 5 a lot of permits in Palm Beach so they were there
 6 for that reason.
 7 Q. Okay. Now, so you would interact with
 8 the staff from New York and that would include I
 9 think you said Lesley?
 10 A. Lesley, Bella.
 11 Q. What was Lesley's position?
 12 A. Lesley is the secretary, secretary to Mr.
 13 Epstein.
 14 Q. Okay. Is that Lesley Groff?
 15 A. I believe it was, I don't remember the
 16 last name.

17 Q. Bella, who was Bella?
 18 A. Bella was the assistant comptroller.
 19 Q. Anyone else that you dealt with in New
 20 York?
 21 A. Doug Shadow was the architect and he used
 22 to come to the house in a regular basis because we
 23 used to have a lot of projects going on.
 24 Q. Okay. Would you get advance notice when
 25 Mr. Epstein was going to arrive in Palm Beach?

Page 28

1 A. Yes. Sometimes very short notice but,
 2 yes, I was.
 3 Q. So that varied?
 4 A. Yes.
 5 Q. Who would give you that notice?
 6 A. Mrs. Maxwell or Sarah or Larry, the
 7 pilot.
 8 Q. And then you would drive to pick them up
 9 at the airport?
 10 A. Yes.
 11 Q. And who traveled with him?
 12 A. The three pilots and some guests.
 13 Q. What do you mean by guests?
 14 A. He will have some friends from Harvard,
 15 he will have -- well, very important people that,
 16 you know, friends, acquaintances from New York or
 17 Europe because I was just told the number of
 18 people was coming on the plane.
 19 Q. Were there people who were employed by
 20 him who came regularly?
 21 A. Yes.
 22 Q. And who would they be?
 23 A. Like I said, they were the pilots, Larry
 24 Bisosky, George, and I don't remember the flight
 25 engineer, and he will have two girlfriends.

Page 29

1 Q. The pilot would have two girlfriends?
 2 A. Mr. Epstein. This is all people coming
 3 in the plane together.
 4 Q. Right. What do you mean by girlfriends?
 5 A. Friends, you know, that he was always
 6 having friends that he will befriend in New York,
 7 I don't know, or some other places.
 8 But I was just told -- my concern was how
 9 many people I have to feed, how many cars do I
 10 need to transport these people from the airport to
 11 the house, and to arrange accommodations in the
 12 house.
 13 Q. What about Sarah Kellen, did she travel
 14 with him?
 15 A. Yes.
 16 Q. So she was on the plane?
 17 A. Yes.

18 MR. CRITTON: Form.
 19 BY MR. MERMELSTEIN:
 20 Q. And Ms. Maxwell?
 21 MR. CRITTON: Form.
 22 THE WITNESS: No, she will have different
 23 plane.
 24 BY MR. MERMELSTEIN:
 25 Q. Okay.

<p style="text-align: right;">Page 70</p> <p>1 in cash as opposed to check? 2 MR. CRITTON: Form. 3 THE WITNESS: I was told to pay them 4 cash, sir. 5 BY MR. MERMELSTEIN: 6 Q. Simply you were told and didn't ask why? 7 A. No. 8 Q. Do you recall telling the detective who 9 interviewed you for the police that you thought of 10 yourself as a human ATM machine? 11 MR. CRITTON: Form. 12 THE WITNESS: Yes. 13 BY MR. MERMELSTEIN: 14 Q. You recall saying that? 15 MR. CRITTON: Form. 16 THE WITNESS: Because I always had cash 17 in my pocket. 18 BY MR. MERMELSTEIN: 19 Q. And why was there always cash in your 20 pocket? 21 A. That was part of my job to have, you 22 know, for emergencies or paying somebody cash. 23 Q. Okay. What kind of emergencies? 24 A. It's hard to say. I was supposed to put 25 cash on each Mercedes Benz on each ashtray. The</p>	<p style="text-align: right;">Page 72</p> <p>1 A. Not him. I will drive anybody else but 2 he would rather eat at home. 3 Q. So you would drive house guests to 4 restaurants? 5 A. Yes. 6 Q. And when you did that you would -- didn't 7 you stay with the car or did you eat with them? 8 A. No, I will stay with the car. 9 Q. So who did you tip? 10 A. If you want to park in front of the 11 restaurant you got to tip the valet otherwise 12 you're taking one of the spots. 13 Sometimes I used to take -- I'm sorry. 14 Aviation, you know, you need to go to aviation and 15 help those guys move your cars around, you need -- 16 they carry luggage, so I used to tip those too. 17 Q. That would be when you picked up or 18 dropped off Mr. Epstein. Correct? 19 A. Yes. 20 MR. MERMELSTEIN: We'll mark this as an 21 exhibit, composite exhibit. 22 (Composite Exhibit 1 was marked for 23 Identification.) 24 MR. CRITTON: Just out of curiosity, on 25 depositions are we going to use instead of</p>
<p style="text-align: right;">Page 71</p> <p>1 idea behind this is you get stranded nobody accept 2 credit card or check you have cash. 3 Q. How much did you leave in the ashtray? 4 A. 300. 5 Q. And did you ever have to replenish that 6 money? 7 A. Yes. 8 Q. Because the Mercedes was stranded? 9 A. No, because when Mr. Epstein will leave I 10 have to collect that money because I will send the 11 cars to the car wash so to avoid that money being 12 stolen we used to keep track, you know, when to 13 retrieve that money and then when he's coming put 14 it back there again. 15 Q. So you use cash for that purpose and you 16 also use cash to pay the masseuses. Correct? 17 A. Yes. 18 Q. Did you use cash for any other purpose? 19 A. Car wash for the guy who used to come to 20 the house and wash all the cars. Tipping 21 sometimes for getting a good spot in the 22 restaurant you have to have cash, something like 23 that. 24 Q. Okay. Would you drive Mr. Epstein to a 25 restaurant?</p>	<p style="text-align: right;">Page 73</p> <p>1 doing plaintiff and defendant designations 2 do you just want to run them one, two, 3 three, four? 4 MR. MERMELSTEIN: That's fine with me as 5 long as we remember where we left off. 6 MR. CRITTON: Well, are we going to do it 7 consecutive with all of the depositions? 8 I'm okay with that if someone can keep track 9 of that. 10 MR. EDWARDS: I've had that go wrong 11 before, especially when we have some parties 12 who aren't here, such as Mr. Garcia, he's 13 going to join depositions, we have to start 14 at 27 or whatever. 15 MR. CRITTON: For each deposition one 16 through whatever without necessarily giving 17 them a plaintiff or defendant. 18 BY MR. MERMELSTEIN: 19 Q. Mr. Rodriguez, I've marked as Exhibit 1 a 20 composite document which includes four per page of 21 what appear to be message slips. 22 First of all let me ask you, let me 23 direct your attention to the first page of this 24 exhibit. And the upper left message has initials 25 at the bottom. Is that correct?</p>

19 (Pages 70 to 73)

Page 74

1 A. Yes.
 2 Q. Are those your initials?
 3 A. Yes.
 4 Q. And was it the household policy to
 5 initial messages when they were taken?
 6 A. Yes.
 7 Q. Okay. You were instructed to do that?
 8 A. Yes.
 9 Q. Who instructed you to do that?
 10 A. Ms. Maxwell. There was a manual, sir, in
 11 the house, we had to follow the instructions of
 12 the manual.
 13 Q. There was -- okay.
 14 A. Estate manager, household manager for all
 15 the houses, so I will abide to that, you know, so
 16 I take message with my initial, the time, who
 17 called.
 18 Q. So there were all sorts of policies and
 19 procedures in this manual?
 20 A. Yes.
 21 Q. Who wrote it?
 22 A. It was the estate manager for all the
 23 properties and so I was --
 24 Q. Who was the estate manager for all the
 25 properties?

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1 and he told you he owned a modeling agency?
 2 A. Yes, sir.
 3 Q. Anything else he told you?
 4 A. He spoke, you know, five, six languages,
 5 always speaking Spanish, Italian.
 6 Q. Did the girls who were -- you know, who
 7 travelled with Mr. Epstein, were they from his
 8 agency?
 9 MR. CRITTON: Form.
 10 THE WITNESS: I don't know, sir.
 11 BY MR. MERMELSTEIN:
 12 Q. You didn't discuss that?
 13 A. No.
 14 Q. Let's look at the message next to it.
 15 MR. CRITTON: Still on page one?
 16 MR. MERMELSTEIN: Still on page one.
 17 BY MR. MERMELSTEIN:
 18 Q. It appears the one under it is to the
 19 same person. Is that correct? Who is that?
 20 A. Alicia.
 21 Q. Who is Alicia?
 22 A. I don't know, sir. Please tell Jeffrey
 23 that I called so I just wrote the name.
 24 Q. Now, some of these messages if you look
 25 through appears to be a different handwriting and

Page 75

1 A. I never met him, sir, he was fired before
 2 I came along.
 3 Q. But you don't remember his name?
 4 A. No, sir.
 5 Q. And you remember one of the things that
 6 said in this manual was that every message has to
 7 be signed?
 8 A. Yes.
 9 Q. I'm not necessarily going to go through
 10 every single message. Let me go back to the one
 11 on the upper left on the first page. It's from
 12 Jean-Luc. Is that correct?
 13 A. Yes, sir.
 14 Q. Who is Jean-Luc?
 15 A. He had modeling agency.
 16 Q. How do you know that?

Page 77

1 there is no signature on the bottom.
 2 A. That's not mine, I don't know who's that
 3 is, sir.
 4 Q. I thought you said earlier you were the
 5 one who was responsible for taking messages.
 6 A. Exactly, yes, I was, sir.
 7 Q. But there were other people who took
 8 messages as well?
 9 A. Maybe this is after or before my time,
 10 sir.
 11 Q. Okay. Because there is no date on it.
 12 A. I used to put my dates and I know I used
 13 to do that all the time, but you know.
 14 Q. These style of message pads. It was a
 15 pad. Correct?
 16 A. Yes.

17 A. He gave me his card, sir.
 18 Q. Was he a frequent guest at the house?
 19 A. Yes, sir.
 20 Q. Did he stay over?
 21 A. Sometimes he will stay, sometimes I will
 22 drive him to Miami.
 23 Q. Do you recall his last name?
 24 A. No, sir.
 25 Q. And so you had a conversation with him

17 Q. And this is the old fashion message pad
 18 that it's like duplicate?
 19 A. Exactly, the original stays with the
 20 spiral.
 21 Q. Okay. So there was a spiral notebook?
 22 A. Exactly.
 23 Q. And you would write the message on the
 24 top copy and then you would take that out and put
 25 it on the counter in the kitchen?

20 (Pages 74 to 77)

<p style="text-align: right;">Page 150</p> <p>1 Q. You had a laptop? 2 A. No, it was desktop. 3 Q. Okay. So you had your own desktop in the 4 staff house? 5 A. Yeah. Exactly. 6 Q. And you don't know what was -- what was 7 the files in that computer versus on the other 8 computers? 9 A. No, sir. 10 Q. Did you ever see any pornography on any 11 of the computers? 12 A. No, sir. 13 Q. Are you sure about that? 14 A. Pornography as in sexual acts, no. 15 Q. Pornography as in naked people, men or 16 women. 17 A. Yeah, there were some. 18 Q. Okay. And describe to me what that was. 19 A. They were like models. 20 Q. And where were those in the computer? I 21 mean, how did you access that? 22 A. They were in the files and some of it 23 in -- you mean which file they were, what was your 24 question? 25 Q. Where were they in the computer? There</p>	<p style="text-align: right;">Page 152</p> <p>1 Q. The girls who came to the house for 2 massages, did you ever call a cab to bring any of 3 the girls home? 4 A. Probably on a few occasions. 5 Q. So is it your understanding that they 6 would have arrived by cab as well? 7 MR. CRITTON: Form. 8 THE WITNESS: Yes. 9 BY MR. MERMELSTEIN: 10 Q. And how would that come about, were you 11 given instructions to call a cab by anyone? 12 A. No, I would call the cab, the taxi. 13 Q. How did you know a cab needed to be 14 called? 15 A. Because Sarah would tell me can you get 16 me a taxi. 17 Q. So when the girl was finished what she 18 was doing Sarah would come to you and say -- 19 A. She would call me. 20 MR. CRITTON: Form. 21 BY MR. MERMELSTEIN: 22 Q. She would call you? 23 A. Yes. 24 Q. Okay. You would be in the guest house at 25 the time?</p>
<p style="text-align: right;">Page 151</p> <p>1 were downloaded files on computer? 2 A. They were downloaded, yes. 3 MR. CRITTON: Form. 4 BY MR. MERMELSTEIN: 5 Q. Okay. There were photographs of naked 6 women? 7 A. Models. 8 Q. And why do you say models? 9 A. Because it was like a catalog so you have 10 models, you know. 11 Q. And what was your understanding as a 12 source of these photos? 13 A. I don't know, sir. It was just a 14 curiosity on myself and it was -- it was none of 15 my business but, you know, I just happen to see 16 them there. 17 Q. Did these girls appear very young to you? 18 MR. CRITTON: Form. 19 THE WITNESS: No, sir. They were young 20 but not underage. 21 BY MR. MERMELSTEIN: 22 Q. Is there anything in particular that 23 makes you draw that conclusion? 24 A. Because they are developed, you know. 25 It's hard to say, sir, you know.</p>	<p style="text-align: right;">Page 153</p> <p>1 A. Yes. 2 Q. Do you recall having to do that often? 3 A. No, not very often, sir. 4 Q. Did Mr. Epstein keep photograph equipment 5 in the house? 6 A. I don't remember seeing it. 7 Q. Do you recall seeing any video equipment? 8 A. No, sir. 9 Q. Do you recall any video or photograph 10 equipment in the master bedroom? 11 A. No, sir. 12 Q. The models that you saw on the computer, 13 did you recognize any of them as having been at 14 the house? 15 A. No. 16 Q. The girls who stayed at the house, did 17 any of them speak with a foreign accent? 18 A. Yes. 19 Q. Many of them? 20 MR. CRITTON: Form. 21 THE WITNESS: Some of them. 22 BY MR. MERMELSTEIN: 23 Q. Would any of them not speak any English? 24 A. No. 25 Q. They all spoke English?</p>

39 (Pages 150 to 153)

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1 written down anywhere?
 2 A. No.
 3 Q. It's my understanding that C. and T.
 4 either came to his house alone to visit with Mr.
 5 Epstein or brought other girls in their age group
 6 to Mr. Epstein.
 7 Were you familiar with that type of
 8 recruitment process of girls bringing other girls?
 9 MR. CRITTON: Form.
 10 THE WITNESS: Yes.
 11 BY MR. EDWARDS:
 12 Q. Can you tell me more about what you know
 13 about girls bringing other girls that are
 14 relatively the same age to come to Jeffrey
 15 Epstein's house and to use your words, have a good
 16 time?
 17 MR. CRITTON: Form.
 18 THE WITNESS: It's hard to know who they
 19 knew. But I think that was -- they feel
 20 better themselves when they're in a group
 21 than going by themselves, but I don't know
 22 somebody recruiting.
 23 BY MR. EDWARDS:
 24 Q. Okay. And you've talked about, at least
 25 referred to yourself I believe to the police and

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1 for now we'll call it a massage -- as well as
 2 anybody who brought that person over to the house,
 3 they would both get paid cash. Are you familiar
 4 with that?
 5 MR. CRITTON: Form.
 6 THE WITNESS: No.
 7 BY MR. EDWARDS:
 8 Q. If C. brought another girl over to the
 9 house and C. stayed downstairs but this other girl
 10 went upstairs with Mr. Epstein, which one would
 11 you pay?
 12 A. I don't know because I was told who to
 13 pay.
 14 Q. And Sarah Kellen always told you?
 15 A. Sarah told me pay so and so.
 16 Q. So if we were going to ask anybody else
 17 about the exact method in terms of who would get
 18 paid and for what, who would the people be? I
 19 mean, other than Mr. Epstein who else could we ask
 20 these questions?
 21 A. Sarah.
 22 Q. Sarah Kellen?
 23 A. Yes.
 24 Q. She would know this?
 25 A. Yes.

Page 167

1 as well today as a human ATM machine. Right?
 2 MR. CRITTON: Form.
 3 THE WITNESS: Something like that. I was
 4 supposed to carry cash at all times.
 5 BY MR. EDWARDS:
 6 Q. One of the primary reasons why you
 7 carried cash was to pay the girls in this age
 8 group of C. and T. for whatever happened at the
 9 house. Right?
 10 MR. CRITTON: Form.
 11 THE WITNESS: Yes.
 12 BY MR. EDWARDS:
 13 Q. That's a fair statement. Right?
 14 MR. CRITTON: Form.
 15 THE WITNESS: Yes.
 16 BY MR. EDWARDS:

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1 Q. What about Ghislaine Maxwell?
 2 MR. CRITTON: Form.
 3 THE WITNESS: You're talking about the
 4 boss. I don't know.
 5 BY MR. EDWARDS:
 6 Q. To your knowledge was Ghislaine Maxwell
 7 aware of these girls that are in the age group of
 8 C. and T. coming to Jeffrey Epstein's house to
 9 have a good time?
 10 MR. CRITTON: Form.
 11 THE WITNESS: I have to say something.
 12 Mrs. Maxwell called me and told me not to
 13 ever discuss or contact her again in a
 14 threaten way.
 15 BY MR. EDWARDS:
 16 Q. When was this?

17 Q. Okay. And when C., let's use her for
 18 example, would bring somebody else to the house,
 19 did you pay C. as well as whomever she brought to
 20 the house, pay them both?
 21 A. No, I pay only one person.
 22 Q. Okay. My understanding, and tell me if
 23 this is wrong or you can corroborate this, is that
 24 Mr. Epstein would pay the girl that was actually
 25 performing whatever was happening in the room --

17 A. Right after I left because I call one of
 18 the friends for a job and she told me this, but,
 19 you know, I feel intimidated and so I want to keep
 20 her out.
 21 Q. What exactly did she say? First of all,
 22 was this a telephone call?
 23 A. Yes, she was in New York.
 24 Q. She called you on your cell phone?
 25 A. Yes.

43 (Pages 166 to 169)

<p style="text-align: right;">Page 238</p> <p>1 Cab Company?</p> <p>2 A. West Palm Beach Taxi. No, it's not</p> <p>3 Yellow. Could be Yellow, but I don't know.</p> <p>4 Q. Would Mr. Epstein have the names or the</p> <p>5 list?</p> <p>6 A. Probably.</p> <p>7 MR. CRITTON: Form.</p> <p>8 BY MR. EDWARDS:</p> <p>9 Q. Anybody else?</p> <p>10 A. Sarah.</p> <p>11 Q. Sarah would have?</p> <p>12 A. Yes.</p> <p>13 Q. In addition to Mr. Epstein obviously</p> <p>14 knowing who's coming to and from the house, would</p> <p>15 Sarah also be familiar with the names of the girls</p> <p>16 and who they were?</p> <p>17 A. Yes.</p> <p>18 Q. In addition to Sarah and Mr. Epstein</p> <p>19 would Ghislaine Maxwell be familiar with the names</p> <p>20 of some of these girls?</p> <p>21 MR. CRITTON: Form.</p> <p>22 THE WITNESS: Yes.</p> <p>23 BY MR. EDWARDS:</p> <p>24 Q. Are these names kept in a database in a</p> <p>25 computer system?</p>	<p style="text-align: right;">Page 240</p> <p>1 A. Nadia was the number one girlfriend for</p> <p>2 Mr. Epstein. Very sweet girl, and she was always</p> <p>3 -- she would come over to the house but different</p> <p>4 girls with her all the time.</p> <p>5 Q. Okay. But Nadia, that's somebody who</p> <p>6 lives in New York?</p> <p>7 A. Nadia, I believe, yes, her address is in</p> <p>8 New York.</p> <p>9 Q. So how often would she stay at 358 El</p> <p>10 Brillo?</p> <p>11 A. Very often.</p> <p>12 Q. Usually every time when Mr. Epstein was</p> <p>13 there?</p> <p>14 A. Yes.</p> <p>15 Q. And she would for the most time fly on</p> <p>16 the plane with Mr. Epstein?</p> <p>17 A. Yes.</p> <p>18 Q. And it would be her and Mr. Epstein and</p> <p>19 oftentimes some other girls?</p> <p>20 A. Exactly.</p> <p>21 Q. Where some points I think earlier when</p> <p>22 Mr. Mermelstein was asking you questions where</p> <p>23 there was some confusion was we're talking about</p> <p>24 two different sets of girls, the girls that would</p> <p>25 come over and be labelled masseuses from the Palm</p>
<p style="text-align: right;">Page 239</p> <p>1 A. Could be.</p> <p>2 MR. CRITTON: I'm sorry, did you say</p> <p>3 could be?</p> <p>4 THE WITNESS: Yeah.</p> <p>5 MR. CRITTON: Move to strike as</p> <p>6 speculation.</p> <p>7 BY MR. EDWARDS:</p> <p>8 Q. When you say could be, why do you say</p> <p>9 that?</p> <p>10 A. Because there were too many and they were</p> <p>11 very organized and there is nothing you write on a</p> <p>12 piece of paper.</p> <p>13 Q. When you say they were very organized,</p> <p>14 are we talking --</p> <p>15 A. Mr. Epstein and Sarah.</p> <p>16 Q. Anybody else beside Mr. Epstein and</p> <p>17 Sarah, I guess beside Sarah that would do the</p> <p>18 scheduling to coordinate the times these girls</p> <p>19 would come to the house?</p> <p>20 A. I'm sorry, anybody else you say?</p> <p>21 Q. Right, aside from Sarah.</p> <p>22 A. No, no.</p> <p>23 Q. And do you know what role, if any, Nadia</p> <p>24 Marcenacova ever played in any of what would go on</p> <p>25 behind the bedroom door with Mr. Epstein?</p>	<p style="text-align: right;">Page 241</p> <p>1 Beach area, and the girls that would fly on the</p> <p>2 plane with Mr. Epstein and Ms. Marcenacova.</p> <p>3 So, what I'm asking you is what, if any,</p> <p>4 involvement did Nadia Marcenacova have with the</p> <p>5 girls that would arrive and be labeled as</p> <p>6 masseuses behind closed doors with Mr. Epstein?</p> <p>7 MR. CRITTON: Form.</p> <p>8 THE WITNESS: He was the second -- the</p> <p>9 first role was Sarah and she was always --</p> <p>10 Nadia is a very shy person so she will be in</p> <p>11 the background.</p> <p>12 BY MR. EDWARDS:</p> <p>13 Q. Did you ever know of Nadia Marcenacova to</p> <p>14 engage in -- to be in the room with Mr. Epstein</p> <p>15 while any of these young girls were up there?</p> <p>16 MR. CRITTON: Form.</p> <p>17 THE WITNESS: Yeah.</p> <p>18 BY MR. EPSTEIN:</p> <p>19 Q. How often do you remember Nadia and Mr.</p> <p>20 Epstein being in the room with any of these young</p> <p>21 girls?</p> <p>22 A. I would say most of the time.</p> <p>23 Q. Nadia would go up there too?</p> <p>24 A. Yeah.</p> <p>25 Q. Did you ever believe that Nadia was</p>

61 (Pages 238 to 241)

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1 Q. Would you know the name if I said it?
 2 A. Yeah.
 3 Q. Bill Riley?
 4 A. Yes.
 5 Q. Okay. Have you ever spoken with an
 6 investigator Paul Lavery?
 7 A. Could be, I'm not sure.
 8 Q. Okay. So Bill Riley came by your house
 9 personally?
 10 A. Yes.
 11 Q. And how long did you meet with him?
 12 A. Five minutes. He gave me his card, he
 13 gave me Mr. Critton telephone number, he said
 14 don't talk to Mr. Goldberger.
 15 Q. Did he tell you why you should call Mr.
 16 Critton?
 17 A. No. I assume that he was not on the case
 18 anymore, but I didn't ask questions but --
 19 Q. You assumed that who wasn't on the case
 20 anymore?
 21 A. Mr. Goldberger, Jack Goldberger.
 22 Q. Okay. But what I'm asking you, I guess,
 23 is did this investigator, Mr. Riley, tell you why
 24 it was important for you to call any attorney
 25 that's associated with Mr. Epstein, why was that

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1 important?
 2 A. He didn't say that. He didn't say that.
 3 He just said that get in touch and that's it.
 4 Because I said what am I going to do, because I
 5 said I thought this was -- you know, but I didn't
 6 know I was going to be subpoena. And like I said
 7 in the beginning of this deposition, I don't have
 8 an attorney so I don't have money, first of all,
 9 to pay for an attorney. First of all, I don't
 10 think I'm in trouble, but every time you hear high
 11 powered lawyers you feel intimidated so I said,
 12 listen, what am I going to do, and that was my
 13 basic question.
 14 Q. Okay. So then you spoke with somebody at
 15 Mr. Critton's office and arranged to meet with him
 16 personally?
 17 A. Yes. I called his secretary and we sit
 18 down with his assistant, the three of us.
 19 Q. So it was Mr. Critton, yourself, and
 20 somebody else?
 21 A. Yes.
 22 Q. And you sat down for another two hour
 23 period of time?
 24 A. Yes.
 25 Q. And what did you go over in that meeting?

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1 A. We discuss -- he asked me a lot of
 2 questions, obviously he didn't know a lot of
 3 things about the case, and I told him who I was,
 4 what I did in the house.
 5 Q. He told you he didn't know a lot about
 6 the case?
 7 A. No, no, no. He asked me questions about
 8 so I got the feeling that Mr. Critton didn't know
 9 as much as other lawyers.
 10 Q. Okay. Did you tell him what you told us
 11 here today?
 12 A. No. He asked me tell the truth, you
 13 know, just go over there, you know, he advise me
 14 like you're on your own, Alfredo, just tell the
 15 truth, you know. He didn't give me any advice.
 16 He paid for my gas. Thank you very much.
 17 And that's it, you know.
 18 The main thing I wanted to have a lawyer
 19 on my side but then I keep going to the first
 20 instance when my wife told me you don't need a
 21 lawyer, and I'm here today to say that, I'm here,
 22 I'm speaking the truth.
 23 Q. Okay. You mentioned there were five or
 24 six computers in the house?
 25 A. Yes.

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1 Q. And do you know what happened to the
 2 computers?
 3 A. No.
 4 Q. You don't know where they are?
 5 A. (Shakes head.)
 6 Q. Nobody has told you?
 7 A. No.
 8 Q. You also mentioned there were photographs
 9 in the house?
 10 A. In the computers in the files.
 11 Q. Okay. But there were also still
 12 photographs around the house?
 13 A. Oh yes, yes.
 14 Q. Some of the girls have made the
 15 allegation that there were photographs of them
 16 nude in the house. Do you remember seeing that?
 17 A. In the closet, yeah, in a mosaic. It was
 18 one frame with probably 15 pictures, small
 19 pictures.
 20 MR. CRITTON: Repeat the question back.
 21 BY MR. EDWARDS:
 22 Q. Okay. Some of the girls that have
 23 lawsuits against Mr. Epstein with allegations
 24 similar to the allegations that C. and T. have
 25 made, which is that they were underage when Mr.

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1 Epstein was engaging in sex or sex acts with them,
 2 also say that they have seen pictures of
 3 themselves in frames in Mr. Epstein's house naked.
 4 A. In his closet.
 5 Q. Other than the picture -- and these are
 6 girls who are making the allegation that they were
 7 underage and there were pictures of them nude in
 8 his house.
 9 A. I didn't see pictures of C. there.
 10 Q. I'm not talking about C. I'm saying
 11 other girls that were underage or have made
 12 allegations that they have seen pictures of
 13 themselves in Mr. Epstein's house.
 14 MR. CRITTON: Form.
 15 BY MR. EDWARDS:
 16 Q. Where would those photos have been, or
 17 did you see them?
 18 A. Yes, I see them inside his closet.
 19 Q. It's one mosaic?
 20 A. Yes, one mosaic.
 21 Q. Other than there did you see any of these
 22 pictures of young girls nude anywhere else in the
 23 house?
 24 MR. CRITTON: Form.
 25 THE WITNESS: Nude with an art, yes, but

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1 not pornography. You know, I saw them, they
 2 were all over the place. For instance, in
 3 the back only showing part of the rear, you
 4 know.
 5 BY MR. EDWARDS:
 6 Q. But the photographs that I'm concerned
 7 with --
 8 A. Not frontal pictures.
 9 Q. The photographs I'm concerned with are
 10 photographs of these West Palm Beach girls that
 11 were labeled as masseuses that are being displayed
 12 around the house anywhere in some state of
 13 undress.
 14 MR. CRITTON: Form.
 15 THE WITNESS: No, I don't remember that.
 16 BY MR. EDWARDS:
 17 Q. Okay. The only girls that -- the only
 18 photograph that you remember of young girls nude
 19 was in a mosaic that is in his closet?
 20 A. Yes.
 21 Q. Nothing that you remember that was on
 22 display?
 23 A. Downstairs, yes, but they were not these
 24 girls, they were somebody else.
 25 Q. Okay. Do you know who was -- who were in

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1 those photos?
 2 A. One was a Columbian lady and one was --
 3 one from Spain, beautiful girls, that, you know,
 4 but they were not -- not the ones the girls we're
 5 talking about here.
 6 Q. Okay. When you were hired were you hired
 7 by Mr. Epstein or were you hired by one of his
 8 companies?
 9 A. Mrs. Maxwell.
 10 Q. So it was -- was it a company owned by
 11 Mrs. Maxwell?
 12 A. Not directly. My paycheck was Jeffrey
 13 Epstein. I mean, I was hired by Mr. Epstein
 14 but --
 15 Q. Okay. I just understood you to say you
 16 were hired by Mrs. Maxwell.
 17 A. Exactly, she told me you're hired but
 18 you're going to get paid by Mr. Epstein.
 19 Q. And he wrote you personal checks?
 20 A. No. The checks that came from New York,
 21 Jeffrey Epstein Companies.
 22 Q. It was out of his company?
 23 A. Yes.
 24 Q. Which company; do you know?
 25 A. 456 Madison Avenue. It's next to the New

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1 York Palace now.
 2 Q. The name of the company is 456 Madison
 3 Avenue?
 4 A. No, no, it's -- I got it on the tip of my
 5 tongue. Something like Caribbean or island
 6 something investments, something like that.
 7 If you call Lesley, her secretary, she
 8 will tell you exactly. Because they answer the
 9 phone like that, you know.
 10 Q. What's Lesley's number?
 11 A. Lesley, I don't have it. I can find out
 12 for you.
 13 Q. Do you think you could get Lesley's
 14 number for us?
 15 A. Yes. It's in Manhattan.
 16 Q. Does she work for this company in
 17 Manhattan?
 18 MR. CRITTON: Form.
 19 THE WITNESS: Manhattan, yes.
 20 BY MR. EDWARDS:
 21 Q. If the check was issued did Jeffrey
 22 Epstein actually sign it himself?
 23 A. No, it came through the comptroller.
 24 Q. Who was the comptroller?
 25 A. Bella was the assistant comptroller and

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1 BY MR. LANGINO:
 2 Q. Are you currently in fear of Mr. Epstein?
 3 A. Not at this particular moment but it's
 4 something I have to be worry about, yes.
 5 Q. Are you personally afraid of criminal
 6 prosecution?
 7 A. No.
 8 Q. Do you believe that you did anything
 9 illegal?
 10 A. Illegal, no.
 11 MR. LANGINO: I have no further
 12 questions. Thank you.
 13 MR. CRITTON: We're going to break in
 14 about 15 minutes. Do you want to start and
 15 go for 15 minutes or do you want to -- it's
 16 up to you.
 17 MS. EZELL: I'll start.
 18 MR. WILLITS: When are we going to quit,
 19 folks?
 20 MR. CRITTON: In 15 minutes.
 21 THE VIDEOGRAPHER: Might as well change
 22 tapes.
 23 MR. EDWARDS: Bob has to get back so
 24 we've agreed we're going to come back some
 25 other time.

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1 THE STATE OF FLORIDA,)
 2 COUNTY OF DADE.)
 3
 4
 5 I, the undersigned authority, certify
 6 that ALFREDO RODRIGUEZ personally appeared before
 7 me on the 29th day of July, 2009 and was duly
 8 sworn.
 9
 10 WITNESS my hand and official seal this
 11 31st day of July, 2009.
 12
 13
 14
 15
 16 _____
 17 MICHELLE PAYNE, Court Reporter
 18 Notary Public - State of Florida
 19
 20
 21
 22
 23
 24
 25

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1 MR. WILLITS: Why don't we just stop now?
 2 MS. EZELL: Okay.
 3 MR. EDWARDS: Rather than you start.
 4 MS. EZELL: Yeah, I won't get very far.
 5 MR. EDWARDS: Sorry to do this with you,
 6 we didn't finish.
 7 MR. CRITTON: So we're stopped?
 8 MR. EDWARDS: We're stopped.
 9 THE VIDEOGRAPHER: Off the record.
 10 (Thereupon, the videotaped deposition was
 11 adjourned at 5:30 p.m.)
 12 - - -
 13
 14
 15
 16

Page 269

1 CERTIFICATE
 2 The State of Florida,)
 3 County Of Dade.)
 4
 5 I, MICHELLE PAYNE, Court Reporter and
 6 Notary Public in and for the State of Florida at
 7 large, do hereby certify that I was authorized to
 8 and did stenographically report the videotaped
 9 deposition of ALFREDO RODRIGUEZ; that a review of
 10 the transcript was requested; and that the
 11 foregoing pages, numbered from 1 to 269,
 12 inclusive, are a true and correct transcription of
 13 my stenographic notes of said deposition.
 14 I further certify that said videotaped
 15 deposition was taken at the time and place
 16 hereinabove set forth and that the taking of said
 17 videotaped deposition was commenced and completed
 18 as hereinabove set out.
 19 I further certify that I am not an
 20 attorney or counsel of any of the parties, nor am
 21 I a relative or employee of any attorney or
 22 counsel of party connected with the action, nor am
 23 I financially interested in the action.

17
 18
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 25

16 The foregoing certification of this
 17 transcript does not apply to any reproduction of
 18 the same by any means unless under the direct
 19 control and/or direction of the certifying
 20 reporter.
 21 DATED this 31st day of July, 2009.
 22
 23 _____
 24 MICHELLE PAYNE, Court Reporter
 25

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 7115 Rue Notre Dame, Miami Beach, FL 33141

NON PARTY (VR) 000314

Page 271

1 JANE DOE NO. 6, CASE NO: 08-CV-80994
 2 Plaintiff,
 3 Vs.
 4 JEFFREY EPSTEIN,
 5 Defendant.

6 JANE DOE NO. 7, CASE NO: 08-CV-80993
 7 Plaintiff,
 8 Vs.
 9 JEFFREY EPSTEIN,
 10 Defendant.

11 C.M.A., CASE NO: 08-CV-80811
 12 Plaintiff,
 13 Vs.
 14 JEFFREY EPSTEIN,
 15 Defendant.

16 JANE DOE, CASE NO: 08-CV-80893
 17 Plaintiff,
 18 Vs.
 19 JEFFREY EPSTEIN,
 20 Defendant.

21
 22
 23
 24
 25

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1 IN THE CIRCUIT COURT OF THE 15TH
 2 JUDICIAL CIRCUIT IN AND FOR
 3 PALM BEACH COUNTY, FLORIDA
 4 CASE NO. 502008CA037319XXXMB AB

5 B.B.,
 6 Plaintiff,
 7 Vs.
 8 JEFFREY EPSTEIN.
 9 Defendant.

10
 11
 12 1031 Ives Dairy Road
 Suite 228
 13 North Miami, Florida
 August 7, 2009
 14 1:15 p.m. to 5:30 p.m.

15
 16 CONTINUED
 17 VIDEOTAPED
 18 DEPOSITION
 19 of
 20 ALFREDO RODRIGUEZ
 21

22 taken on behalf of the Plaintiffs pursuant
 23 to a Re-Notice of Taking Continued Videotaped
 24 Deposition (Duces Tecum)
 25 - - -

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1 JANE DOE NO. II, CASE NO: 08-CV-80469
 2 Plaintiff,
 3 Vs.
 4 JEFFREY EPSTEIN,
 5 Defendant.

6 JANE DOE NO. 101 CASE NO: 08-CV-80591
 7 Plaintiff,
 8 Vs.
 9 JEFFREY EPSTEIN,
 10 Defendant.

11 JANE DOE NO. 102, CASE NO: 08-CV-80656
 12 Plaintiff,
 13 Vs.
 14 JEFFREY EPSTEIN,
 15 Defendant.

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 23
 24
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Page 274

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 6 6, and 7.

7
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 12 And L.M.

13
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17
 18
 19 LEOPOLD-KUVIN
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2 (Pages 271 to 274)

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NON PARTY (VR) 000316

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1 A. I don't remember, Ma'am. He came from
 2 New Albany, Ohio.
 3 Q. From New --
 4 A. New Albany, Ohio.
 5 Q. New Albany, Ohio. Did he have his own
 6 business?
 7 A. No, he worked for Mr. Epstein. He will
 8 maintain all the computers.
 9 Q. Was he there everyday?
 10 A. No, ma'am.
 11 Q. Do you know whether at that time Mr.
 12 Epstein had an office in Palm Beach?
 13 A. Not outside the house, no.
 14 Q. Do you have any knowledge of whether or
 15 not the video equipment was -- and I don't know
 16 the technical term, forgive me, but was it the
 17 kind of equipment that would record for a certain
 18 amount of time and then record over that film?
 19 A. I don't know.
 20 MR. CRITTON: Form.
 21 BY MS. EZELL:
 22 Q. You don't know?
 23 A. No, ma'am.
 24 MR. CRITTON: Just for clarification, I
 25 may have misunderstood, but I thought he

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1 video, even phones.
 2 Q. Would he also repair the televisions if
 3 they needed work?
 4 A. No.
 5 Q. No. Did you have any kind of intercom
 6 system in the house?
 7 A. Yes, ma'am.
 8 Q. And what kind of system was that?
 9 A. It was standard office equipment, Lucid
 10 Technologies maybe, but it was an intercom like we
 11 using right now.
 12 MS. EZELL: Just let the record reflect
 13 that the witness pointed to the telephone on
 14 the table that has a speaker phone.
 15 THE WITNESS: Yes, ma'am.
 16 BY MS. EZELL:
 17 Q. And did you use that in your work?
 18 A. Yes, ma'am.
 19 Q. And what did you use it for?
 20 A. Mr. Epstein used to page me when he
 21 needed me.
 22 Q. Did you have one of those phones in the
 23 kitchen?
 24 A. Yes, ma'am.
 25 Q. And was there one out in the staff house

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1 said he didn't even know the video equipment
 2 existed until he read the FBI report.
 3 MS. EZELL: He said he didn't know that
 4 it was upstairs and downstairs, I believe.
 5 MR. CRITTON: I thought he said he didn't
 6 know that it even existed.
 7 MS. EZELL: I may be wrong.
 8 BY MS. EZELL:
 9 Q. Did you know it existed before you read
 10 the FBI report?
 11 A. No, ma'am.
 12 Q. I'm sorry, then I was wrong.
 13 How did you know then that the young
 14 technician from Ohio maintained the computers and
 15 the video equipment?
 16 A. Because we used to request -- there were

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1 as well?
 2 A. Yes, ma'am.
 3 Q. Do you know where others were in the
 4 house?
 5 A. Probably have like 15 phones. We used to
 6 have three in the staff house, one in the cabana,
 7 two in the master bedroom, one in each room,
 8 kitchen, dining room, Mrs. Maxwell's office, the
 9 garage.
 10 Q. Where was Mrs. Maxwell's office?
 11 A. Under the stairs next to the kitchen.
 12 Q. Can you give me some idea of what size
 13 space that was?
 14 A. It was probably -- we change the floor.
 15 Twelve by five, something like that.
 16 Q. And was the computer equipment in that

17 always problems with the computers so he came to
 18 the house and he was the programmer. It was very
 19 sophisticated.
 20 MR. CRITTON: Form to the last question,
 21 move to strike the answer as nonresponsive.
 22 BY MS. EZELL:
 23 Q. How did you know then that he maintained
 24 the video equipment as well?
 25 A. Because he was in charge of computers,

17 space?
 18 A. Yes, ma'am.
 19 Q. Do you know whether Ms. Maxwell kept the
 20 names and telephone numbers of the girls who came
 21 to do massages?
 22 A. Yes, ma'am.
 23 MR. CRITTON: Form.
 24 BY MS. EZELL:
 25 Q. Do you know that because you saw the

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1 names and phone numbers?
 2 MR. CRITTON: Form.
 3 THE WITNESS: Yes, ma'am.
 4 BY MS. EZELL:
 5 Q. Do you know if she kept pictures of the
 6 girls on the computer?
 7 A. Yes, she did.
 8 Q. And you know that as well because you
 9 happen to see them?
 10 A. Yes, ma'am.
 11 MR. CRITTON: Form to the last two
 12 questions.
 13 BY MS. EZELL:
 14 Q. Were they similar to the pictures that
 15 Ms. Kellen had on her computer?
 16 MR. CRITTON: Form.
 17 THE WITNESS: Yes, ma'am.
 18 BY MS. EZELL:
 19 Q. Did the pictures that they kept there
 20 look like pictures that were posed?
 21 A. They were more casual.
 22 Q. Did they look as though the person being
 23 photographed knew that they were being
 24 photographed?
 25 MR. CRITTON: Form.

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1 THE WITNESS: No, ma'am.
 2 BY MS. EZELL:
 3 Q. And what can you tell me about that, what
 4 lead you to draw that conclusion?
 5 A. They were probably taken in parties in
 6 big reception or banquet.
 7 MR. CRITTON: Let me offer as a
 8 suggestion, not that you have to accept or
 9 that you would, you're using the term young
 10 girls generically, he has probably seen
 11 many, many young girls, there was no --
 12 you've used it interchangeably with just
 13 young girls versus young girls who may have
 14 come to -- purported to give a massage and,
 15 therefore, that may be a different answer,
 16 so that's part of my form objection.

17 MS. EZELL: Okay, thank you.
 18 BY MS. EZELL:
 19 Q. When I asked you about Ms. Kellen whether
 20 she had a list of the girls and telephone numbers,
 21 I think I asked about those girls that came to
 22 give massages, but let me go back and just ask it
 23 that way.
 24 Did you notice that Ms. Kellen had a list
 25 of the girls that came to give massages on her

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1 computer?
 2 MR. CRITTON: Form.
 3 THE WITNESS: Yes, ma'am.
 4 BY MS. EZELL:
 5 Q. And did she generally have phone numbers
 6 for those girls?
 7 A. Yes, ma'am.
 8 Q. And were they generally pictures of the
 9 girls?
 10 MR. CRITTON: Form.
 11 THE WITNESS: No, ma'am.
 12 BY MS. EZELL:
 13 Q. And did Ms. Maxwell have a list of the
 14 girls who came to give massages?
 15 MR. CRITTON: Form.
 16 THE WITNESS: Yes, ma'am.
 17 BY MS. EZELL:
 18 Q. Did she have telephone numbers generally?
 19 A. Yes, ma'am.
 20 MR. CRITTON: Form.
 21 BY MS. EZELL:
 22 Q. Were there pictures on her computer of
 23 the girls who came to give massages?
 24 MR. CRITTON: Form.
 25 BY MS. EZELL:

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1 Q. Ms. Maxwell I'm talking about.
 2 A. Yes, ma'am.
 3 Q. And were those pictures the more casual
 4 ones that you described when I asked whether or
 5 not the subject looked as though she knew she was
 6 being photographed?
 7 MR. CRITTON: Form.
 8 THE WITNESS: I'm sorry, can you repeat?
 9 BY MS. EZELL:
 10 Q. Yeah. The pictures of the young girls
 11 who came to the house to give massages that were
 12 on Ms. Maxwell's computer, did they appear to have
 13 been taken when the girls knew they were being
 14 photographed?
 15 MR. CRITTON: Form.
 16 THE WITNESS: I don't think they knew

17 they were being photographed.
 18 BY MS. EZELL:
 19 Q. I believe you said they were more casual
 20 pictures.
 21 A. Yes, ma'am.
 22 Q. Did you notice any nude photographs in
 23 those pictures?
 24 A. Yes, ma'am.
 25 MR. CRITTON: Form for the last question.

<p style="text-align: right;">Page 471</p> <p>1 THE STATE OF FLORIDA,) 2 COUNTY OF DADE.) 3 4 5 I, the undersigned authority, certify 6 that ALFREDO RODRIGUEZ personally appeared before 7 me on the 7th day of August, 2009 and was duly 8 sworn. 9 10 WITNESS my hand and official seal this 11 18th day of August, 2009. 12 13 14 15 16 _____ MICHELLE PAYNE, Court Reporter Notary Public - State of Florida 17 18 19 20 21 22 23 24 25</p>	
<p style="text-align: right;">Page 472</p> <p>1 CERTIFICATE 2 3 The State Of Florida,) County Of Dade.) 4 5 I, MICHELLE PAYNE, Court Reporter and Notary Public in and for the State of Florida at 6 large, do hereby certify that I was authorized to and did stenographically report the deposition of 7 ALFREDO RODRIGUEZ; that a review of the transcript was not requested; and that the foregoing pages, 8 numbered from 270 to 472, inclusive, are a true and correct transcription of my stenographic notes 9 of said deposition. 10 I further certify that said deposition was taken at the time and place hereinabove set forth 11 and that the taking of said deposition was commenced and completed as hereinabove set out. 12 13 I further certify that I am not an attorney or counsel of any of the parties, nor am 14 I a relative or employee of any attorney or counsel of party connected with the action, nor am I financially interested in the action. 15</p>	
<p>16 The foregoing certification of this transcript does not apply to any reproduction of 17 the same by any means unless under the direct control and/or direction of the certifying reporter. 18 19 DATED this 18th day of August, 2009. 20 21 _____ MICHELLE PAYNE, Court Reporter 22 23 24 25</p>	

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EXHIBIT 22
(Filed Under Seal)

**United States District Court
For The Southern District of New York**

Giuffre v. Maxwell
15-cv-07433-RWS

Ghislaine Maxwell's Privilege Log Amended as of August 1, 2016

***Per Local Rule 26.2, the following privileges are asserted pursuant to British law, Colorado law and NY law.

Log ID	DATE	DOC. TYPE	BATES #	FROM	TO	CC	RELATIONSHIP OF PARTIES	SUBJECT MATTER	PRIVILEGE
1.	2011.03.15	E-Mails	1000-1013	Ghislaine Maxwell	Brett Jaffe, Esq.		Attorney / Client	Communication re: legal advice	Attorney-Client
2.	2011.03.15	E-Mails	1014-1019	Brett Jaffe, Esq.	Ghislaine Maxwell		Attorney / Client	Communication re: legal advice	Attorney-Client
3.	2015.01.02	E-Mails	1020-1026	Ross Gow	Ghislaine Maxwell		Attorney Agent / Client	Communication re: legal advice	Attorney-Client
4.	2015.01.02	E-Mail	1024-1026	Ghislaine Maxwell	Ross Gow		Attorney Agent / Client	Communication re: legal advice	Attorney-Client
5.	2015.01.02	E-Mail	1027-1028	Ross Gow	Ghislaine Maxwell	Brian Basham	Attorney Agent / Client	Communication re: legal advice	Attorney-Client
6.	2015.01.06	E-Mail	1029	Ghislaine Maxwell	Jeffrey Epstein		Common Interest	Communication re: legal advice	Common Interest
7.	2015.01.06	E-Mail	1030-1043	Ghislaine Maxwell	Jeffrey Epstein, Alan Dershowitz, Esq.		Attorney / Client	Communication re: legal advice	Common Interest
8.	2015.01.10	E-Mail	1044	Ghislaine Maxwell	Philip Barden, Esq., Ross Gow		Attorney / Client	Communication re: legal advice	Attorney-Client
9.	2015.01.10	E-Mail	1045-1051	Ghislaine Maxwell	Philip Barden, Esq.		Client / Attorney	Communication re: legal advice	Attorney-Client
10.	2015.01.09 - 2015.01.10	E-Mails	1052-1055	Ross Gow	Philip Barden, Esq.	G. Maxwell	Agent / Attorney / Client	Communication re: legal advice	Attorney-Client
11.	2015.01.11	E-Mail	1055-1058	Ghislaine Maxwell	Jeffrey Epstein		Common Interest	Communication re: legal advice	Common Interest
12.	2015.01.11	E-Mail	1055-1058	Philip Barden, Esq.	Ross Gow	G. Maxwell	Attorney / Agent / Client	Communication re: legal advice	Attorney-Client
13.	2015.01.11	E-Mail	1056-1058	Philip Barden, Esq.	Ghislaine Maxwell	Ross Gow	Attorney / Agent / Client	Communication re: legal advice	Attorney-Client

14.	2015.01.11 - 2015.01.17	E-Mails	1059-1083	Jeffrey Epstein	Ghislaine Maxwell		Common Interest	Communication re: legal advice	Common Interest Privilege
15.	2015.01.13	E-Mail	1067-1073	Ghislaine Maxwell	Jeffrey Epstein		Common Interest	Communication re: legal advice	Common Interest Privilege
16.	2015.01.13	E-Mail	1069-1073, 1076-1079	Philip Barden, Esq.	Martin Weinberg, Esq.		Common Interest	Communication re: legal advice	Common Interest Privilege
17.	2015.01.13	E-Mails	1068-1069, 1074-1076	Philip Barden, Esq.	Ghislaine Maxwell	Mark Cohen	Attorney / Client	Communication re: legal advice	Attorney-Client
18.	2015.01.21	E-Mail	1088-1090	Ross Gow	Philip Barden, Esq., Ghislaine Maxwell		Agent / Attorney / Client	Communication re: legal advice	Attorney-Client
19.	2015.01.21 - 2015.01.27	E-Mails	1084-1098	Jeffrey Epstein	Ghislaine Maxwell		Common Interest	Communication re: legal advice	Common Interest Privilege
20.	2015.01.21-2015.01.27	E-Mails	1099	Ghislaine Maxwell	Jeffrey Epstein		Common Interest	Communication re: legal advice	Common Interest Privilege
21.	2015.04.22	E-mail	7 pages	Jeffrey Epstein	Ghislaine Maxwell		Common Interest	Forwarding message from Martin Weinberg, labeled "Attorney-Client Privilege" with attachment	Common Interest Privilege
22.	Various	E-mails		Agent of Haddon, Morgan & Foreman; Laura Menninger	Agent of Haddon, Morgan & Foreman; Laura Menninger		Agent of attorney and Attorney	Attorney work product	Attorney Work Product
23.	Various	E-mails		Mary Borja; Laura Menninger	Mary Borja; Laura Menninger		Attorney Work Product	Attorney work product	Attorney Work Product
24.	2015.10.21 - 2015.10.22	E-mail chain with attachment		Darren Indyke; Laura Menninger	Darren Indyke; Laura Menninger		Attorneys for parties to Common Interest Agreement	Common Interest Agreement	Attorney Work Product; Common Interest Privilege
25.	2015.01.06						Attorney/Client	Document prepared by Ghislaine Maxwell at the direction of Philip Barden	Attorney Work Product; Attorney-Client Communication

26.	2015.01.23						Attorney/Client	Document prepared by Ghislaine Maxwell at the direction of Philip Barden	Attorney Work Product; Attorney-Client Communication
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EXHIBIT 23
(Filed Under Seal)

Expert Report of Professor Terry Coonan, J.D.
Pursuant to Federal Rule of Civil Procedure 26(a)(2)(B)

Giuffre v. Maxwell
Case No. 15-cv-07433-RWS

international commercial dimensions of the sex trafficking scheme recounted by Ms. Giuffre. It is both factually and legally correct to characterize what Ms. Giuffre experienced as victimization in a sex trafficking conspiracy.

Conclusion 4

Virginia Roberts Giuffre’s account appears credible and consistent in its most salient parts with the testimony of other witnesses and with contemporary trends in U.S. sex trafficking.

The description of exploitation recounted by Ms. Giuffre, while not the most common sex trafficking scenario (many cases involve even more brutal forms of pimp-driven prostitution) nonetheless is quite consistent with larger patterns of commercial sexual exploitation. The conspiracy in this case was premised upon the exploitation of minors and young women who seem to have had certain identifiable vulnerabilities that rendered them prone to exploitation. The criminal scheme that emerges from the depositions and police reports involved a very calculated pattern of recruiting, grooming, and an attempt to “normalize” the repeated exploitation of its victims.

While the accounts of witnesses vary in some of their details, the essential elements of a sex trafficking conspiracy clearly emerge when viewed in the totality of the circumstances that are recounted in the case record. Ms. Giuffre refers to herself at times as a “sex slave.” This is not factually incorrect, given her experiences, though current U.S. law might prefer to characterize her as a victim of sex trafficking. Popular understandings of the term “sex slave” might still connote images of violent pimps, white slavery, or of victims chained to a bed in a brothel in the minds of some people. To call Ms. Giuffre a victim of sex trafficking would however very accurately convey the reality that she along with a great many other victims of contemporary forms of slavery are often exploited by the “invisible chains” of fraud and psychological coercion.

EXHIBIT 24
(Filed Under Seal)

Expert Witness Report of

Dr. Bernard J. Jansen

Professor

College of Information Sciences and Technology

The Pennsylvania State University

Regarding the case of:

Virginia Giuffre

v.

Ghislaine Maxwell

(U.S. District Court for the Southern District of New York)

9 September 2016

I. INTRODUCTION

1. I have been retained by the law firm of Farmer, Jaffe, Weissing, Edwards, Fistos & Lehrman, P.L. to provide expert analysis and opinion on behalf of Ms. Virginia Giuffre in VIRGINIA L. GIUFFRE, Plaintiff, v. GHISLAINE MAXWELL, Defendant. CASE NO. 1:15-cv-07433, which is pending in the United States District Court Southern District of New York.

II. QUALIFICATIONS

2. I am a tenured, full professor at the College of Information Sciences and Technology at The Pennsylvania State University, University Park, Pennsylvania, where I have been employed since 2001. I am the Director of the Information Searching and Learning Laboratory at the College of Information Sciences and Technology at The Pennsylvania State University. I am also a principal scientist at the Qatar Computing Research Institute. I was a Senior Fellow at the Pew Internet & American Life Project, which is part of the Pew Research Center, from 2010 through 2012. I was also a University Expert at the National Ground Intelligence Center from 2011 through 2014. Prior to my employment at The Pennsylvania State University, I was a Lecturer in the Computer Science Program at the University of Maryland (Asian Division) for 1 year. Before that I was an Assistant Professor and Lecturer in the Department of Electrical Engineering and Computer Science at the United States Military Academy, a.k.a. West Point, for 3 years.

3. In addition to my academic credentials, my professional experience includes 20 years of practice in the U.S. military, working primarily in a variety of technology-related and leadership positions.

4. I have authored approximately 250 academic publications, focusing on the areas of Web data, digital analytics, Web analytics, Web searching, Web search engines, social media analytics, and related areas. Approximately 200 of my publications address aspects of search

analytics, Web analytics, online advertising, search engines, or Web searching. My recent research work focuses on online news analytics, which is the investigation of the online qualitative and quantitative attributes of news stories, along with other digital content. I am also the editor-in-chief of the academic journal Information Processing and Management, and I was previously the editor-in-chief for 5 years of the academic journal, Internet Research. I have authored, co-authored, or co-edited four books, including Web Search: Public Searching of the Web (2007), Understanding User – Web Interactions via Web Analytics (2009) and Understanding Sponsored Search (2011). A copy of my complete curriculum vitae, which includes a list of all publications I have authored in the past 10 years, is attached as **Appendix A**.

5. My fields of professional expertise include web analytics, search engines, web searching, social media, online advertising, and related areas. In the course of my academic career, I have worked with a variety of search engines and information searching applications in order to understand user searching behavior on the Web and other environments. For example, as part of my Master's program in computer science, I designed and coded a text-based search engine. For my Doctorate program in computer science, I developed a program interface for Web search engines and implemented it on the Gigabyte search engine. In subsequent research, I have worked with the Microsoft Internet Information Services (IIS) and Verity commercial searching systems.

6. Concerning user searching behaviors on the Web using web analytics, I have worked directly with real-user searching data from several search engines, including AOL, Alta Vista, Dogpile, Excite, and MSN Live. I've also analyzed web data of visitor traffic and other attributes from a variety of websites and social media platforms. I've analyzed real-user data from online search marketing campaigns and user referral traffic to websites. I have conduct research and teaching concerning aspects of websites and social media platforms, including keyword

advertising. I've developed web analytics models and processes for analysis of business goals, and I have used web analytics data and commercial tools in both my research and teaching. I've also conducted other research on user searching and related online behaviors. I have advised governmental agencies and companies in consulting and expert witnessing matters. A list of cases in which I have testified as an expert in deposition or trial in the past four years is attached as **Appendix B**. I am being compensated for my work on this case at the rate of \$300 per hour.

III. ASSIGNMENT AND MATERIALS CONSIDERED

7. In providing my expert opinion, I have been asked to respond to the following question:

8. **What is the dissemination of the statements from Ms. Maxwell referring to Ms. Giuffre's declarations as "untrue" and "lies" from when the statements were made on 2 January 2015 to the date that I filed this report?**

9. For brevity, I refer to references to the statements denoting Ms. Giuffre's declarations as "untrue" and "lies", any related accounts referring to those original statements, or similar statements from Ms. Maxwell or her representatives referring to Ms. Giuffre as *the statements made against Ms. Giuffre, the statements from Ms. Maxwell's message, or the message from Mr. Gow*¹.

10. My analysis is based on my experience, training, knowledge, and education and is formed through the application of that experience, training, knowledge, and education in the principles of web data collection, web analytics, web search, search engines, web sites, web traffic analysis, and related market analysis.

11. The materials that I considered in preparing this report are listed in **Appendix C**.

¹ See, para. 30 and 32, Complaint, VIRGINIA L. GIUFFRE, Plaintiff, v. GHISLAINE MAXWELL, Defendant. CASE NO. 1:15-cv-07433.

IV. SUMMARY OF OPINIONS

12. Based on my research and analysis in connection with this assignment, which is described in more detail in the body of this report, along with my own experience, training, knowledge, and education as stated below, I have reached the following opinion:

13. The statements made against Ms. Giuffre have been disseminated to at least 115 online media or other sites in 178 separate stories or articles with a combined 66,909,965 potential unique visitors since 2 January 2015 to the date that I filed this report, inclusive.

14. This is a conservative estimate, and it is more likely than not, the statements made by Ms. Maxwell against Ms. Giuffre have received wider dissemination due to factors such as:

a. I used a set of online websites to measure dissemination, and it is reasonable that I have not located all references to the statements made against Ms. Giuffre on every website by the time of the submission of this report.

b. I examined only online sources referencing the statements made against Ms. Giuffre and not print or broadcast media dissemination of the statements made against Ms. Giuffre.

c. I have not attempted to measure face-to-face dissemination of articles containing the statements against Ms. Giuffre.

d. I do not have access to certain online sources where articles containing the statements against Ms. Giuffre may have been disseminated (e.g., email messages, personal social media messages, articles behind firewalls, etc.).

e. There are possibly sites that have hosted the statements made against Ms. Giuffre that I could not locate or where the statements have been removed.

f. There are sites that hosted the articles containing the statements made against Ms. Giuffre where the visitor data is not accessible or where I could not confirm the number of visitors.

g. I did not consider the dissemination via social media platforms of articles containing the statements made against Ms. Giuffre.

h. Many sites published multiple articles on multiple days that contained or referenced the statements made against Ms. Giuffre; however, I did not include these multiple publication dates in calculating unique daily visitors.

i. I did not include unique daily visitors to articles that link from that article to one or more of the articles containing the statements made against Ms. Giuffre.

j. Finally, I did not include the counts of those who may have been searching and seen the statements made against Ms. Giuffre in the search results listing.

V. **BACKGROUND WEB ANALYTICS FOR TRAFFIC ANALYSIS**

15. In the course of forming this opinion, I implemented numerous web analytics and related techniques commonly used in the industry. In order to more clearly discuss these techniques, I define the following terms:

- **Direct Traffic**: visitors to a website that come from entering a website link into a browser location bar (e.g., not coming via a link on another website).
- **Dissemination**: the act of spreading or the circulation of information or articles.
- **Domain**: a specific Internet website that are administered as a unit and defined by an Internet Protocol (IP) address.

- **Reach**: the percentage or number of people who visit a website out of the total targeted population.
- **Referral Traffic**: visitors to a site that come from websites other than search engines.
- **Repeat Visits**: visitor traffic to a website in a given period that **just** includes multiple visits from the same set of IP addresses (i.e., IP addresses with more than one visit); provides a count of the people who have visited a site more than once in a given period. An individual is usually defined by a combination of IP address and browser within a given period but can also be defined by more sophisticated methods.
- **Search Engine**: a program and associated hardware and processes that allows people to find information on the Web, typically via the submission of queries consisting of terms.
- **Search Traffic**: visitors to a site that come from search engines rather than from other websites or via direct navigation.
- **Search**: a submission of a query to a search engine, usually in the form of terms forming a query.
- **Share**: sharing of an article or webpage typically via some social media platform.
- **Social Media**: content that is shared via a social networking website.
- **Unique Visits**: visitor traffic to a website within a given period that includes only the first visit (i.e., subsequent visits are ignored), which excludes repeat visits; provides a count of the individuals who have visited a site in a given period.

- **Unique Daily Visitors**: visitor traffic to a website who visits a site at least once in a given 24-hour period. Each visitor, to the site, is counted once during the reporting period, which means it excludes repeat visits; provides a count of the individuals who have visited a site on a given day.

- **Visits**: a count of all the traffic to a website in a given period, including both unique and repeat visits.

- **Web Analytics**: the measurement, collection, analysis and reporting of web data.

VI. **METHODOLOGY**

16. I was asked to determine the dissemination of articles containing the statements made against Ms. Giuffre.

17. In forming my opinion, I utilized accepted web analytics and related methodologies in developing my assessment.

18. To that end, I employed various publicly available online analytic services, as well as some subscription-based services in conducting my research, including:

- **Alexa**: an online service that provides web traffic data and analysis.
- **Compete**: an online service that provides web traffic data and analysis.
- **Google Keyword Tool**: an online service that provides the number of searches for a given set of keywords in a given month on the Google search engine.
- **Google Trends**: an online service that shows how often a particular term is relatively searched on the Google search engine in a given period.
- **SimiliarWeb**: an online service that provides web traffic data and analysis.
- **SpyFu**: an online service providing search data and analytics, including for both paid (i.e., advertisements) and organic (i.e., natural or algorithmic) channels.
- **W3Snoop**: an online service that provides web traffic data and analysis.

19. These tools offer a variety of data and analysis services, and they are frequently utilized by industry professionals in the search engine optimization, web analytics, and search engine marketing fields for market, customer, and competitive analysis. Furthermore, where possible, I did my own assessments, as outlined below, in order to validate the data and analysis results.

20. I also utilized search engines, primarily Google and Bing, to assess the dissemination of articles containing the statements made against Ms. Giuffre.

21. Whenever possible, I used multiple data sources, which is a data verification technique known as triangulation², where one uses multiple and disparate sources for analysis and then compare the results from the separate analysis. If the results are similar, it reinforces the conclusion that the overall data analysis is valid.

22. In all of my assessments, I have used the most conservative numbers, meaning that I use the smallest value in arriving at the dissemination of articles containing the statements made against Ms. Giuffre. If I had not employed this conservative estimate, the number of potential dissemination of the articles containing the statements made against Ms. Giuffre would be 102,740,816 (i.e., more than 102 million) daily unique visitors.

23. In situations where I believed that I could not adequately verify the number of individuals or did not have confidence in the numbers in those situations, I did **not** include those numbers in the calculation of daily unique visitors.

24. My analysis is based on my experience, training, knowledge, and education and is formed through the application of that experience, training, knowledge, and education in the

² Triangulation (social science) http://en.wikipedia.org/wiki/Triangulation_%28social_science%29

principles of web data collection, web analytics, web search, search engines, web sites, and related areas.

VII. DISSEMINATION OF THE STATEMENTS MADE AGAINST MS. GIUFFRE

25. My opinion is that articles containing the statements made against Ms. Giuffre have been disseminated to at least 115 online media and others sites in 178 separate stories or articles with a combine 66,909,965 unique daily visitors.

26. This is a conservative estimate, and it is more likely than not, the statements have received wider dissemination due to factors such as:

a. I used a set of online websites (115) to calculate the dissemination of articles, and it is reasonable that I have not located all references to the statements made against Ms. Giuffre by the time of the submission of this report. So, there may be more sites with articles containing the statements made against Ms. Giuffre that are **not** included in my calculations.

b. My focus of analysis was the online dissemination of the statements made against Ms. Giuffre. Therefore, I examined only online sources and **not** dissemination of the statements made against Ms. Giuffre via print or broadcast media. It is reasonable to assume that the statements made against Ms. Giuffre were disseminated via these other channels.

c. I have not attempted to measure face-to-face dissemination of the statements made against Ms. Giuffre. Therefore, these sources of dissemination are **not** included in the count of daily unique visitors.

d. I did not have access to certain online sources where the statements against Ms. Giuffre may have been disseminated (e.g., email messages, social media messages,

articles behind firewalls, etc.). Therefore, these sources are **not** included in the count of daily unique visitors.

e. There may be sites that have hosted articles containing the statements made against Ms. Giuffre where the articles have been removed. Therefore, I did **not** include these sites in my calculation of the unique daily visitors.

f. There are sites where the visitor data is not accessible or where I could not reasonably check the number of visitors. In these cases, even though I had confirmed the site had posted one or more articles containing the statements made against Ms. Giuffre, I did **not** include these sites in my calculation of the unique daily visitors.

g. I did **not** consider the dissemination via social media platforms of articles containing the statements made against Ms. Giuffre.

h. Many sites published multiple articles on multiple days that contain or reference the statements made against Ms. Giuffre; however, I did **not** use these multiple articles from the same site with different publication dates in my calculations in determining the number of daily unique visitors who have been exposed to the articles containing the statements made against Ms. Giuffre.

i. I did **not** include articles that link to one or more of the articles containing the statements made against Ms. Giuffre. Unless the article directly referenced the statements made against Ms. Giuffre, I did **not** include it in my analysis.

j. Finally, I did **not** include people who may be searching and may have seen the statements made against Ms. Giuffre in the search results, without needing to visit the actual articles posted on the websites.

VIII. METHODOLOGY TO DETERMINE THE DISSEMINATION OF THE STATEMENTS MADE AGAINST MS. GIUFFRE

27. I have been informed that the statements made against Ms. Giuffre were originally contained in an email message from Mr. Ross Gow³, of Acuity Reputation, acting on behalf of Ms. Maxwell, that was sent on 2 January 2015 at 8:38 pm⁴ to, based on the email addresses⁵, people at The Mail Online⁶, The Independent⁷, The Mirror⁸, The Times⁹, and the BBC¹⁰. The email message from Mr. Gow contained the statements made against Ms. Giuffre. A screen shot of the email message is shown in Figure 1.

28. **Figure 1: Email message from Mr. Ross Gow containing the statements made against Ms. Giuffre.**

³ GM_00068 (Gow E-Mail)

⁴ I am assuming, based on the location of Mr. Gow's company, Acuity Reputation, that this is date-time stamp for the United Kingdom.

⁵ Note: For some reason, the contact at the Mail Online is on the cc: line, while the other recipients are in the to: line. Also, the email message is sent to two recipients at the BBC.

⁶ https://en.wikipedia.org/wiki/Mail_Online

⁷ https://en.wikipedia.org/wiki/The_Independent

⁸ https://en.wikipedia.org/wiki/Daily_Mirror

⁹ https://en.wikipedia.org/wiki/The_Times

¹⁰ https://en.wikipedia.org/wiki/BBC_News

From: <ross@acuityreputation.com>
Date: 2 January 2015 at 20:38
Subject: Ghislaine Maxwell
To: Rossacuity Gow <ross@acuityreputation.com>
bcc: martin.robinson@mailonline.co.uk,
P.Peachey@independent.co.uk,
nick.sommerlad@mirror.co.uk,
david.brown@thetimes.co.uk,
nick.alway@bbc.co.uk,
jo-anne.pugh@bbc.co.uk

To Whom It May Concern,
Please find attached a quotable statement on behalf of Ms Maxwell.

No further communication will be provided by her on this matter.
Thanks for your understanding.
Best
Ross

Ross Gow
ACUITY Reputation

Jane Doe 3 is Virginia Roberts - so not a new individual. The allegations made by Victoria Roberts against Ghislaine Maxwell are untrue. The original allegations are not new and have been fully responded to and shown to be untrue.

Each time the story is re told it changes with new salacious details about public figures and world leaders and now it is alleged by Ms Roberts that Alan Dershowitz is involved in having sexual relations with her, which he denies.

Ms Roberts claims are obvious lies and should be treated as such and not publicised as news, as they are defamatory.

Ghislaine Maxwell's original response to the lies and defamatory claims remains the same. Maxwell strongly denies allegations of an unsavoury nature, which have appeared in the British press and elsewhere and reserves her right to seek redress at the repetition of such old defamatory claims.

Sent from my BlackBerry® wireless device

29. I have been informed that the statements made against Ms. Giuffre were confirmed by Ms. Maxwell in a news article and video¹¹ aired on 5 January 2015, which I have established by reviewing the video referenced in the news article¹².

¹¹ GIUFFRE001120

¹² <http://www.nydailynews.com/news/world/alleged-madame-accused-supplying-prince-andrew-article-1.2065505>

30. Additionally, on 8 January 2015, agents reportedly acting on behalf of Ms. Maxwell made statements that the allegations against her were a “web of lies and deceit”¹³, which are similar to the statements made against Ms. Giuffre in the message from Mr. Gow.

31. Similarly, on 1 February 2015, like statements were quoted as “These allegations are untrue and defamatory”¹⁴, which are similar to the statements made against Ms. Giuffre in the message from Mr. Gow.

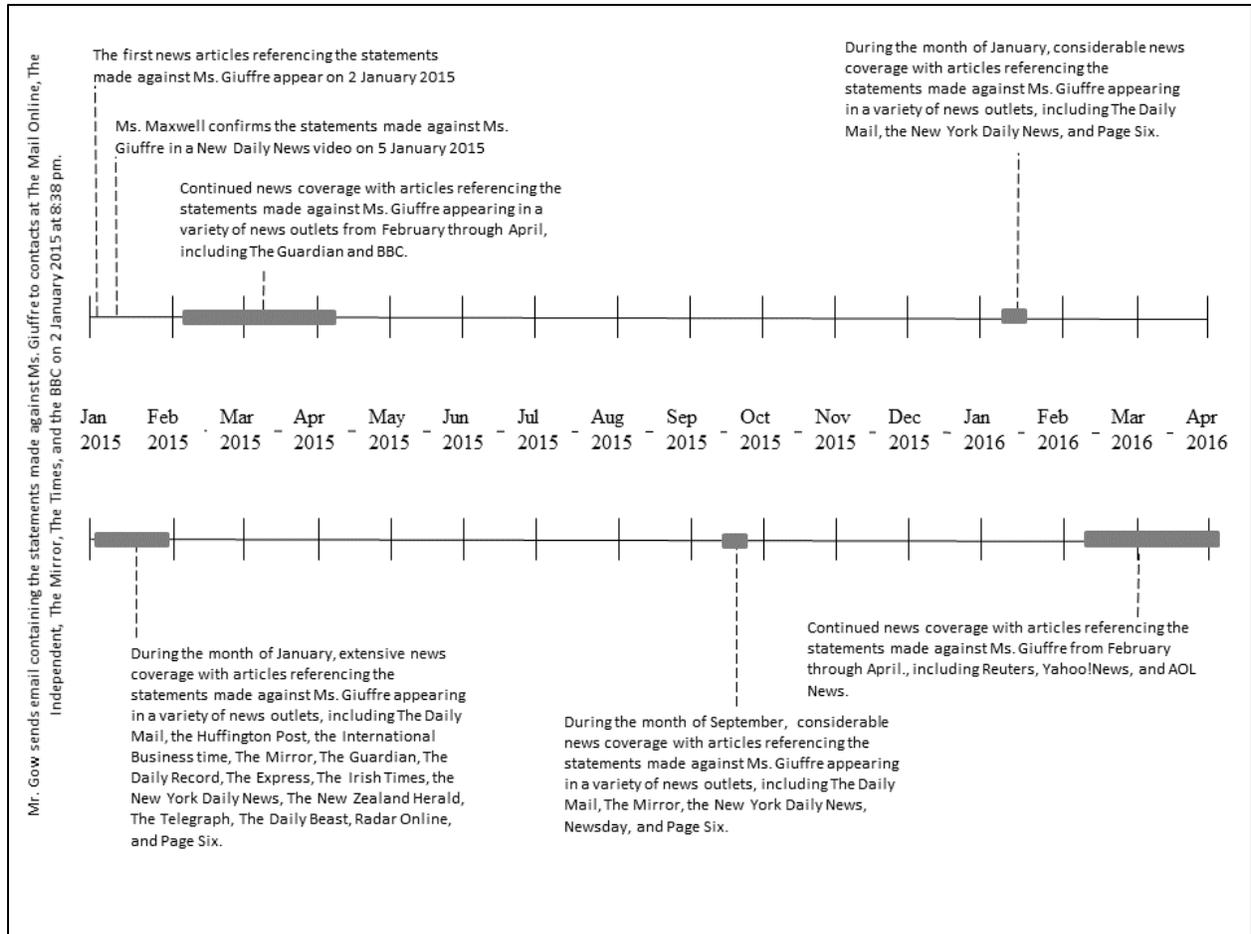
32. Based on my investigation and research, news stories, articles, and postings containing direct reference to or quotes from the statements made against Ms. Giuffre appeared the same day (i.e., 2 January 2015) as the email from Mr. Gow, with several news organizations and other sites publishing other articles containing direct reference to or quotes from the statements made against Ms. Giuffre in the immediately following days. News articles containing direct reference to or quotes of the statements made against Ms. Giuffre have continued to appear in news articles and other postings nearly up to the date that I submitted this report.

33. A timeline of events relating to the dissemination of the statements made against Ms. Giuffre is shown in Figure 2.

34. **Figure 2: Timeline of events relating to the dissemination of the statements made against Ms. Giuffre from 2 January 2015 onwards.**

¹³ <https://www.thesun.co.uk/archives/news/6754/prince-andrews-pal-ghislaine-groped-teen-girls/>

¹⁴ <http://www.mirror.co.uk/news/uk-news/prince-andrews-pal-ghislaine-maxwell-5081971>



35. Concerning the procedure employed in determining the dissemination of the statements made against Ms. Giuffre, nearly every major news site¹⁵ that I investigated, along with other specific news sites in the United States, the United Kingdom, Canada, and Australia, as well as other countries, have carried some aspects of the overall story related to Ms. Giuffre and/or Ms. Maxwell, or other parties involved.

36. In fact, there are tens of thousands of news articles and postings concerning the general story from news outlets worldwide, with combined potential viewership in the multi-millions, as searches on the major search engines, such as Google and Bing, show.

¹⁵ Including the largest online news sites, such as Yahoo! News, Google News, Huffington Post, CNN, NY Times, Fox News, NBC News, Daily Mail, Washington Post, The Guardian, Wall Street Journal, ABC News, BBC News, USA Today, LA Times (see <http://www.ebizmba.com/articles/news-websites>)

37. However, I was not interested in news articles that **just** discussed the story in general or other aspects of the story. Also, I was **not** interested in those articles where Ms. Maxwell or those acting on her behalf, such as Mr. Gow, would just generally deny the allegations in the complaint¹⁶. I was specifically interested in only those articles that referenced directly or quoted the statements made against Ms. Giuffre in the 2 January 2015 email message from Mr. Gow, Ms. Maxwell's subsequent confirmation of the statements, or similar statements as those in the message from Mr. Gow. Naturally, this narrow focus is a smaller subset of news articles than are the articles addressing the overall story.

38. To isolate these articles of interest, I generated a series of 10 queries¹⁷ that specifically targeted news articles from the case that addressed the statements made against Ms. Maxwell (e.g., *Ghislaine Maxwell obvious lies*) to retrieve a set of articles that directly related to the statements made against Ms. Giuffre¹⁸. I employed a modified snowball technique¹⁹, starting with one seed query, adding and modifying terms, until I was not retrieving new results. I also located some articles via navigating from the set of retrieved articles.

39. I set the search range date from 2 January 2015 onward, so articles prior to that date were not included in the search results. For each article used in my analysis, I also verified the date that the article was published to ensure it was published on or after 2 January 2015 and that the articles directly referenced in some way the statements made against Ms. Giuffre.

40. An example of a search engine results page in response to one of these queries is shown in Figure 3.

¹⁶ Complaint, VIRGINIA L. GIUFFRE, Plaintiff, v. GHISLAINE MAXWELL, Defendant. CASE NO. 1:15-cv-07433.

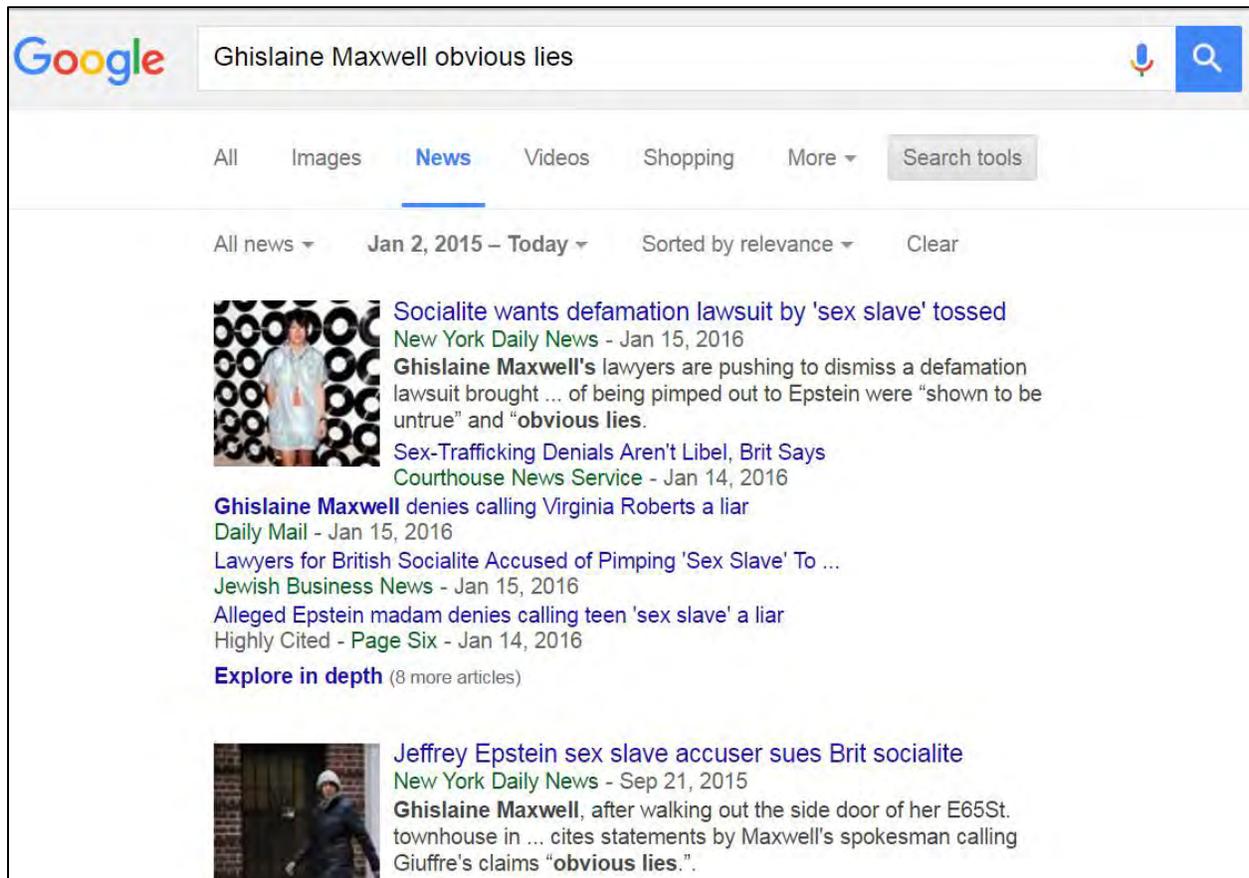
¹⁷ *Ghislaine Maxwell obvious lies, Ghislaine Maxwell Roberts obvious lies cnn, Ghislaine Maxwell Virginia Roberts, Giuffre Maxwell obvious lies, new york daily news alleged madam andrews, Prince Andrew Maxwell Roberts, Prince Andrew obvious lies, prince andrew's sex slave scandal who is maxwell, Ross Gow obvious lies, sex slave obvious lies.*

¹⁸ In addition to the queries, I located some articles via direction navigation.

¹⁹ https://en.wikipedia.org/wiki/Snowball_sampling

41. **Figure 3: Google News search results for the search *Ghislaine Maxwell***

***obvious lies* with a date delimiter beginning on 2 January 2015.**



42. I then personally verified that each article, by reviewing each article, used in my analysis directly referenced in some way the statements made against Ms. Giuffre.

43. So, articles relating to the overall story that did **not** mention Ms. Maxwell's statements made against Ms. Giuffre were **not** included in the analysis. Articles relating to the overall story that referred to Ms. Maxwell simply denying the charges were **not** included.

44. I also personally performed a site search²⁰ of the top 15 online media sites worldwide²¹ of articles related to the case, and I reviewed the results to identify if any of these

²⁰ https://www.google.com/advanced_search

²¹ Yahoo! News, Google News, Huffington Post, CNN, NY Times, Fox News, NBC News, Daily Mail, Washington Post, The Guardian, Wall Street Journal, ABC News, BBC News, USA Today, LA Times (see <http://www.ebizmba.com/articles/news-websites>)

articles referred to the statements against Ms. Giuffre. I also did the same for many country-specific news sites in the United States, the United Kingdom, Canada, and Australia.

45. In the end, I had a set of 178 online news and other articles from 2 January 2105 to the date that I filed this report that specifically referenced the statements made against Ms. Giuffre to conduct my analysis, as outlined below.

46. Each of these 178 online articles was posted online. The 178 online articles were distributed among 115 unique domain websites (i.e., some websites posted multiple articles that contain the statements made against Ms. Giuffre). These 115 domains are:

- <http://beforeitsnews.com>
- <http://boltonbnp.blogspot.com>
- <http://businessnewsusa.org>
- <http://dukefmduluth.com>
- <http://dukefmfargo.com>
- <http://home.bt.com>
- <http://jewishbusinessnews.com>
- <http://jewishnews.timesofisrael.com>
- <http://kdal610.com>
- <http://kfgo.com>
- <http://motivatornews.com>
- <http://mrharrywales.tumblr.com>
- <http://muhammad-ali-ben-marcus.blogspot.com>
- <http://news.sky.com>
- <http://news.trust.org>
- <http://newsbite.it>
- <http://newstoday.club>
- <http://normanfinkelstein.com>
- <http://onewayempire.com>
- <http://pagesix.com>
- <http://planetinvestigations.com>
- <http://softwaresuites.ne>
- <http://thisviral.com>
- <http://townhall.com>
- <http://ugandansatheart.blogspot.com>
- <http://uk.reuters.com>
- <http://whatiswrongwiththispicture2012.blogspot.com>
- <http://whbl.com>
- <http://whtc.com>

- <http://wibqam.com>
- <http://wifc.com>
- <http://wincountry.com>
- <http://wkzo.com>
- <http://worlddailynews.info>
- <http://wsau.com>
- <http://wtaq.com>
- <http://wtvbam.com>
- <http://www.anorak.co.uk>
- <http://www.aol.co.uk>
- <http://www.asianimage.co.uk>
- <http://www.bailiwickexpress.com>
- <http://www.bannednews.net>
- <http://www.bbc.com>
- <http://www.belfasttelegraph.co.uk>
- <http://www.bournemouthecho.co.uk>
- <http://www.businessinsider.com>
- <http://www.business-standard.com>
- <http://www.capitalbay.news>
- <http://www.clactonandfrintongazette.co.uk>
- <http://www.courthousenews.com>
- <http://www.dailylife.com.au>
- <http://www.dailymail.co.uk>
- <http://www.dailyrecord.co.uk>
- <http://www.darkpolitricks.com>
- <http://www.dudleynews.co.uk>
- <http://www.eveningtimes.co.uk>
- <http://www.express.co.uk>
- <http://www.faceiraq.com>
- <http://www.ghanagrio.com>
- <http://www.ghanareview.com>
- <http://www.govtislaves.info>
- <http://www.headlines-news.com>
- <http://www.huffingtonpost.co.uk>
- <http://www.ibtimes.co.uk>
- <http://www.independent.ie>
- <http://www.infiniteunknown.net>
- <http://www.iol.co.za>
- <http://www.irishexaminer.com>
- <http://www.irishmirror.ie>
- <http://www.irishtimes.com>
- <http://www.itv.com>
- <http://www.lancashiretelegraph.co.uk>
- <http://www.lse.co.uk>

- <http://www.mgtowhq.com>
- <http://www.mirror.co.uk>
- <http://www.msn.com>
- <http://www.nationalenquirer.com>
- <http://www.newindianexpress.com>
- <http://www.newscopia.com>
- <http://www.newsday.com>
- <http://www.newsgrio.com>
- <http://www.nigeriadailynews.news>
- <http://www.nydailynews.com>
- <http://www.nzherald.co.nz>
- <http://www.oneworldofnations.com>
- <http://www.oxfordmail.co.uk>
- <http://www.pressreader.com>
- <http://www.reuters.com>
- <http://www.scmp.com>
- <http://www.scotsman.com>
- <http://www.somersetlive.co.uk>
- <http://www.srnnews.com>
- <http://www.swindonadvertiser.co.uk>
- <http://www.telegraph.co.uk>
- <http://www.theargus.co.uk>
- <http://www.theboltonnews.co.uk>
- <http://www.thedailybeast.com>
- <http://www.thetelegraphandargus.co.uk>
- <http://www.thetruthseeker.co.uk>
- <http://www.twimovies.news>
- <http://www.westernmorningnews.co.uk>
- <http://www.wirralglobe.co.uk>
- <http://www.yorkpress.co.uk>
- <http://www.yorkshirepost.co.uk>
- <https://blairzhit.wordpress.com>
- <https://bol.bna.com>
- <https://ca.news.yahoo.com>
- <https://circusbuoy.wordpress.com>
- <https://quartetbooks.wordpress.com>
- <https://thetruth24.info>
- <https://www.eveningtelegraph.co.uk>
- <https://www.theguardian.com>
- <https://www.thesun.co.uk>
- <https://www.yahoo.com>
- <http://ferddyjay.blogspot.com>

47. As seen from the list of domains that have published articles or stories containing references to the statement made against Ms. Giuffre, many of these domains are those of major news organizations or sources, including AOL News, BBC, Huffington Post, International Business Times, Irish Times, MSN News, National Enquirer, New York Daily News, New Zealand Herald, Page Six, Radar Online, Reuters, The Daily Beast, The Daily Mail, The Express, The Guardian, The Mirror, The Sun, The Telegraph, Yahoo! News, etc.

48. I then used a variety of web analytics traffic services and other sources to get the unique daily visitor traffic for each of these domains. I used multiple services when available to verify the unique daily visitor traffic for each of these domains, as these traffic services may use different techniques to arrive at their traffic numbers.

49. In cases of conflicting unique daily visitor traffic numbers, I utilized the most conservative (i.e., smallest) number.

50. In cases where I determined I could not get unique daily visitor traffic numbers or the unique daily visitor traffic were not reliable, in my opinion, I did not include the unique daily visitor traffic numbers for that domain in the numbers. This usually occurred for the sites with a smaller number of daily visitors or sites with an extremely large number of daily visitors.

51. *Unique daily visitors* measure is an industry standard web analytics metric for measuring people that visit a website in a given day, also known as unique audience²². It is generally averaged out over multiple days with a given period, such as week or month, as there are normal daily fluctuations.

52. Table 1 shows the unique daily visitor traffic for the listed domains that posted articles or stories referencing the statements made against Ms. Giuffre and the associated unique

²² <http://digitalmeasurement.nielsen.com/files/metrics-guidelines.pdf>

daily visitor traffic for each of those domains, along with number of articles containing the statements made against Ms. Giuffre posted on that site.

53. **Table 1: Domains that published articles or stories containing the statements made against Ms. Giuffre with the domain's number of unique daily visitors and the number of articles containing the statements made against Ms. Giuffre published on that domain from 2 January 2015 to the date that I filed this report²³.**

No.	Domain	Domain Unique Visitor Traffic (Daily)	Number of Articles Published
1	http://beforeitsnews.com	193,333	1
2	http://boltonbnp.blogspot.com ^a	-	1
3	http://businessnewsusa.org ^a	-	1
4	http://dukefmduluth.com ^a	-	1
5	http://dukefmfargo.com ^a	-	1
6	http://home.bt.com	800,000	1
7	http://jewishbusinessnews.com	5,000	2
8	http://jewishnews.timesofisrael.com ^a	-	1
9	http://kdal610.com	257	1
10	http://kfgo.com	1,600	1
11	http://motivatornews.com ^a	-	1
12	http://mrharrywales.tumblr.com ^a	-	1
13	http://muhammad-ali-ben-marcus.blogspot.com ^a	-	1
14	http://news.sky.com	523,333	2
15	http://news.trust.org ^a	-	1
16	http://newsbite.it ^a	-	1
17	http://newstoday.club ^a	-	1
18	http://normanfinkelstein.com	1,987	1
19	http://onewayempire.com ^a	-	1
20	http://pagesix.com	320,000	5
21	http://planetinvestigations.com ^a	-	1
22	http://softwaresuites.ne ^a	-	1
23	http://thisviral.com ^a	-	1
24	http://townhall.com	236,667	1
25	http://ugandansatheart.blogspot.com ^a	-	1
26	http://uk.reuters.com	153,333	1
27	http://whatiswrongwiththispicture2012.blogspot.com ^a	-	1

²³ Note: Some outlets, I was able to get self-reported visitor numbers, such as the <https://www.theguardian.com>.

No.	Domain	Domain Unique Visitor Traffic (Daily)	Number of Articles Published
28	http://whbl.com	12,252	1
29	http://whtc.com	1,207	1
30	http://wibqam.com ^a	-	1
31	http://wifc.com	990	1
32	http://wincountry.com	503	1
33	http://wkzo.com	573	1
34	http://worlddailynews.info ^a	-	1
35	http://wsau.com	2,653	1
36	http://wtaq.com ^a	-	1
37	http://wtvbam.com ^a	-	1
38	http://www.anorak.co.uk	7,150	1
39	http://www.aol.co.uk	423,333	2
40	http://www.asianimage.co.uk	1,293	1
41	http://www.bailiwickexpress.com	29,633	1
42	http://www.bannednews.net ^a	-	1
43	http://www.bbc.com	12,950,000	1
44	http://www.belfasttelegraph.co.uk ^a	-	1
45	http://www.bournemouthecho.co.uk ^a	-	1
46	http://www.businessinsider.com	3,866,667	1
47	http://www.business-standard.com ^a	-	1
48	http://www.capitalbay.news ^a	-	1
49	http://www.clactonandfrintongazette.co.uk	-	1
50	http://www.courthousenews.com	11,333	3
51	http://www.dailylife.com.au	80,000	1
52	http://www.dailymail.co.uk	14,276,667	6
53	http://www.dailyrecord.co.uk	145,048	3
54	http://www.darkpolitricks.com ^a	-	1
55	http://www.dudleynews.co.uk ^a	-	1
56	http://www.eveningtimes.co.uk	3,667	1
57	http://www.express.co.uk	1,686,667	1
58	http://www.faceiraq.com ^a	-	1
59	http://www.ghanagrio.com ^a	-	4
60	http://www.ghanareview.com ^a	-	1
61	http://www.govtsslaves.info ^a	-	1
62	http://www.headlines-news.com ^a	-	1
63	http://www.huffingtonpost.co.uk	750,000	3
64	http://www.ibtimes.co.uk	1,380,000	3
65	http://www.independent.ie ^a	-	1
66	http://www.infiniteunknown.net	3,183	1
67	http://www.iol.co.za	233,333	1

No.	Domain	Domain Unique Visitor Traffic (Daily)	Number of Articles Published
68	http://www.irishtimes.com ^a	-	1
69	http://www.irishmirror.ie	100,000	3
70	http://www.irishtimes.com	323,333	1
71	http://www.itv.com	1,026,667	2
72	http://www.lancashiretelegraph.co.uk ^a	-	1
73	http://www.lse.co.uk	70,000	1
74	http://www.mgtowh.com ^a	-	1
75	http://www.mirror.co.uk	3,860,000	10
76	http://www.msn.com ^b	-	2
77	http://www.nationalenquirer.com	60,000	1
78	http://www.newindianexpress.com ^a	-	1
79	http://www.newscopia.com ^a	-	1
80	http://www.newsday.com	132,250	1
81	http://www.newsgrio.com	132,250	2
82	http://www.nigeriadailynews.news	16,236	4
83	http://www.nydailynews.com	2,100,000	6
84	http://www.nzherald.co.nz	686,667	1
85	http://www.oneworldofnations.com ^a	-	1
86	http://www.oxfordmail.co.uk ^a	-	1
87	http://www.pressreader.com	110,000	4
88	http://www.reuters.com	2,363,333	1
89	http://www.scmp.com ^a	-	1
90	http://www.scotsman.com	125,393	1
91	http://www.somersetlive.co.uk ^a	-	1
92	http://www.srnnews.com ^a	-	1
93	http://www.swindonadvertiser.co.uk	22,077	2
94	http://www.telegraph.co.uk	5,506,667	1
95	http://www.theargus.co.uk	59,281	3
96	http://www.theboltonnews.co.uk	40,000	2
97	http://www.thedailybeast.com	1,636,667	3
98	http://www.thetelegraphandargus.co.uk	46,667	1
99	http://www.thetruthseeker.co.uk	21,757	1
100	http://www.twimovies.news ^a	-	1
101	http://www.westernmorningnews.co.uk ^a	-	1
102	http://www.wirralglobe.co.uk ^a	-	3
103	http://www.yorkpress.co.uk ^a	-	1
104	http://www.yorkshirepost.co.uk ^a	-	1
105	https://blairzhit.wordpress.com ^a	-	1
106	https://bol.bna.com ^a	-	2
107	https://ca.news.yahoo.com ^b	-	1

No.	Domain	Domain Unique Visitor Traffic (Daily)	Number of Articles Published
108	https://circusbuoy.wordpress.com ^a	-	1
109	https://quartetbooks.wordpress.com ^a	-	1
110	https://thetruth24.info ^a	-	1
111	https://www.eveningtelegraph.co.uk ^a	-	2
112	https://www.theguardian.com	8,872,392	6
113	https://www.thesun.co.uk	1,496,667	1
114	https://www.yahoo.com ^b	-	1
115	http://ferddyjay.blogspot.com ^a	-	1
		66,909,965	178

^a - Unique daily visitor traffic not available

^b - Unique daily visitor traffic not verifiable

54. I used each domain's unique daily visitor count to calculate the dissemination of the articles containing the statements against Ms. Giuffre to various websites and potentially to visitors to that site (i.e., as visitors to the news sites, these individuals could have been exposed to the articles containing the statements made against Ms. Giuffre), using the unique daily visitor number only once for each domain, regardless whether that domain published more than one article referring to the statements made against Ms. Giuffre.

IX. RESULTS FOR ANALYSIS OF THE DISSEMINATION OF THE STATEMENTS MADE AGAINST MS. GIUFFRE

55. Based on my analysis as outlined above, my opinion is that the statements against Ms. Giuffre have been disseminated to at least 115 online media and other sites with 178 stories or articles with a combined 66,909,965 (more than 66 million) unique daily visitors traffic.

56. I note that for many of the 178 articles containing the statements made against Ms. Giuffre, one could get gist of the story of the article directly from the article headline. I point this out as it is well known that people skim online news sites²⁴, so titles such as these

²⁴ See for example: Aikat, D. News on the web: usage trends of an on-line newspaper. *Convergence: The International Journal of Research into New Media Technologies* 4, 4 (Dec. 1998), 94-110.

would have substantial impact on visitors to that site. Examples of such articles headlines (examples of actual headlines from the 178 articles) are:

- *British socialite to face Epstein accuser's defamation lawsuit*
- *Alleged Epstein madam denies calling teen 'sex slave' a liar*
- *Sex-Trafficking Denials Aren't Libel, Brit Says*
- *U.S. woman who claimed she was forced to have sex with Prince Andrew sues British socialite for denying that she recruited her to be a sex slave*
- *British 'madam' accused of recruiting teenage 'sex slave' Virginia Roberts for Prince Andrew's friend Jeffrey Epstein denies calling her a liar*
- *Ghislaine Maxwell denies calling Virginia Roberts a liar*
- *Bill Clinton Pedophile Sex Scandal: Socialite Denies Calling ENQUIRER Source A Liar, Woman files defamation suit against British publishing magnate*
- *Jeffrey Epstein sex slave accuser sues Brit socialite for defamation*
- *Lawyers for British socialite accused of pimping 'sex slave' to Jeffrey Epstein push to dismiss defamation lawsuit.*

57. This is a conservative estimate, and more likely than not, articles containing the statements made against Ms. Giuffre have been disseminated to more individuals.

X. WHY THE ESTIMATE IS LOW

58. This (66,909,965 individual unique daily traffic) is a conservative estimate, and it is more likely than not, the statements have received wider dissemination due to factors such as:

- a. Although I spend considerable effort to locate published articles that contained the statements made against Ms. Giuffre, it is reasonable to assume that I have not located all such articles by the time of the submission of this report. So, there are possibly more

sites with articles containing the statements made against Ms. Giuffre that are not included in my calculations, which would increase the dissemination of the articles.

b. The focus of my analysis was the dissemination of online articles containing the statements made against Ms. Giuffre, and I examined only online sources and not print or broadcast media. Many of the media outlets that I did identify have consider print distribution²⁵, which are not included in my calculations, for example, such as:

- The Sun (print circulation) 1,741,838
- Daily Mail (print circulation) 1,562,361
- The Daily Telegraph (print circulation) 472,936
- The Times (print circulation) 402,752
- The Guardian (print circulation) 161,152

c. In my analysis, I did not attempt to measure face-to-face dissemination that may have occurred after individuals may have read articles containing the statements made against Ms. Giuffre, which would increase the count.

d. Naturally, I could not access certain online sources where the statements made against Ms. Giuffre may have been disseminated (e.g., email messages, social media messages, articles behind firewalls, etc.). Therefore, these numbers are not included in my calculations.

e. Also, there are possibly sites that have hosted articles containing the statements made against Ms. Giuffre where the articles have been removed. Therefore, they are not included in my calculations.

²⁵ www.theguardian.com/media/2016/mar/17/independent-mirror-express-and-star-suffer-sharp-fall-in-traffic

f. For sites where one or more of the articles containing the statements made against Ms. Giuffre are posted but where I could not locate or not determine reliable daily unique visitor traffic, I have not included these sites in my calculations. There are 59 (of the 115 sites, 51.3%) where I could not get or not get verifiable traffic data. For example, the traffic numbers for the MSN News (Microsoft) and Yahoo! News are not separated by news and other services, such as search, so I did not include these in the number of people to which the articles containing the statements made against were disseminated.

g. I did not include the dissemination of the articles containing the statements made against Ms. Giuffre directly to social media platforms. However, many of the articles containing the statements made against Ms. Giuffre do include counts of the number of times that individuals shared the article to a social media networks, as shown in Table 2.

i. **Table 2: Number of social media shares by published article containing the statements made against Ms. Giuffre.**

Shares	Date	Domain
12576	2-Jan-15	https://www.theguardian.com
201	3-Jan-15	http://muhammad-ali-ben-marcus.blogspot.qa
1600	3-Jan-15	http://www.dailymail.co.uk
4000	3-Jan-15	http://www.dailymail.co.uk
130	3-Jan-15	http://www.huffingtonpost.co.uk
45	3-Jan-15	http://www.ibtimes.co.uk
6436	3-Jan-15	http://www.mirror.co.uk
55	4-Jan-15	http://newsbite.it
56	4-Jan-15	http://ugandansatheart.blogspot.com
1813	4-Jan-15	http://www.dailyrecord.co.uk
9	4-Jan-15	http://www.express.co.uk
560	4-Jan-15	http://www.huffingtonpost.co.uk
24	4-Jan-15	http://www.ibtimes.co.uk
54	4-Jan-15	http://www.ibtimes.co.uk
198	4-Jan-15	http://www.irishmirror.ie
198	4-Jan-15	http://www.mirror.co.uk
174	4-Jan-15	http://www.nigeriadailynews.news
51	4-Jan-15	http://www.nzherald.co.nz

Shares	Date	Domain
216	4-Jan-15	http://www.telegraph.co.uk
177	4-Jan-15	https://www.theguardian.com
193	4-Jan-15	https://www.theguardian.com
105	5-Jan-15	http://www.dailylife.com.au
192	5-Jan-15	http://www.dailyrecord.co.uk
7	5-Jan-15	http://www.mirror.co.uk
1052	5-Jan-15	http://www.mirror.co.uk
96	5-Jan-15	http://www.nydailynews.com
115	5-Jan-15	https://www.theguardian.com
45	6-Jan-15	http://www.dailymail.co.uk
17	8-Jan-15	http://www.nydailynews.com
114	10-Jan-15	http://www.dailymail.co.uk
1	10-Jan-15	http://www.infiniteunknown.net
1466	10-Jan-15	https://www.theguardian.com
1	13-Jan-15	http://whatiswrongwiththispicture2012.blogspot.qa
256	22-Jan-15	http://www.dailyrecord.co.uk
120	22-Jan-15	http://www.huffingtonpost.co.uk
319	22-Jan-15	http://www.irishmirror.ie
338	22-Jan-15	http://www.mirror.co.uk
21	1-Feb-15	http://www.mirror.co.uk
342	7-Feb-15	https://www.theguardian.com
107	21-Sep-15	http://www.nydailynews.com
33	22-Sep-15	http://www.dailymail.co.uk
205	22-Sep-15	http://www.mirror.co.uk
1	15-Jan-16	http://jewishbusinessnews.com
13	15-Jan-16	http://www.dailymail.co.uk
17	15-Jan-16	http://www.nationalenquirer.com
2	15-Jan-16	http://www.nydailynews.com
7	n.d.	http://www.govtislaves.info
33,758		

ii. As shown in Table 2, the articles containing the statements made against Ms. Giuffre have been shared 33,758 times, mostly on Facebook.

iii. Given that the median number of Facebook ‘friends’ is 200²⁶, this equates to a possible 6,751,600 individuals, in addition to the 33,758 individuals who originally shared

²⁶ <http://www.pewresearch.org/fact-tank/2014/02/03/6-new-facts-about-facebook/>

the articles, to which the articles containing the statements made against Ms. Giuffre could have been disseminated, assuming these individuals are all unique and have not already read one of the articles.

iv. However, I did not include these social media shares in my calculations.

v. Since news article viewing follows a power law²⁷ distribution²⁸, there is no direct linear ratio of number of social media shares to readership. There is published research that does report average of views of an article on a news website and also average social media shares²⁹. In a direct calculation with numbers from this article³⁰, 23 articles views per social media share, using 33,758 social media shares, this would be 776,434 article views. However, this ratio would vary by website, number of daily unique visitors, type of news article, time for accumulating shares, and possibly other factors. Plus, this number would not account for the people receiving the social media share that viewed the title, post, and snippet but did not click on the share to view the article on the website, thereby undercounting views of the articles.

vi. Also, given the topical nature of the underlying news story, one could expect **lower** social media sharing but **higher** article viewing, as people will tend to read articles on such topics privately but not share on social media³¹. So, I would expect the social media number itself to be an undercount.

h. I did not include articles that link to one of the articles containing the statements made against Ms. Giuffre in my calculations of dissemination. Unless the article

²⁷ https://en.wikipedia.org/wiki/Power_law

²⁸ See for example, Tatar, A., de Amorim, M. D., Fdida, S., & Antoniadis, P. (2014). A survey on predicting the popularity of web content. *Journal of Internet Services and Applications*, 5(1), 1.

²⁹ See for example, Castillo, C., El-Haddad, M., Pfeffer, J., & Stempeck, M. (2014, February). Characterizing the life cycle of online news stories using social media reactions. In *Proceedings of the 17th ACM conference on Computer supported cooperative work & social computing* (pp. 211-223). ACM.

³⁰ Castillo, C., El-Haddad, M., Pfeffer, J., & Stempeck, M. (2014, February). Characterizing the life cycle of online news stories using social media reactions. In *Proceedings of the 17th ACM conference on Computer supported cooperative work & social computing* (pp. 211-223). ACM.

³¹ See for example, Agarwal, D., Chen, B. C., and Wang, X. Multi-faceted ranking of news articles using post-read actions. In *Proc. of CIKM*, ACM (2012), 694-703.

directly mentioned the statements made against Ms. Giuffre, I did not include that article in my calculations. So, unless the linking article actually mentioned, referenced, or quoted the statements made against Ms. Giuffre, I did not include it in the calculations.

i. Many sites published multiple articles on multiple days that quoted or referenced the statements made against Ms. Giuffre; however, I did not use these multiple publication dates from the same site in my calculations of unique visitor traffic. If a domain published only one article containing the statements against Ms. Giuffre, then I directly used the unique daily visitors number. If a domain published multiple articles concerning the statements against Ms. Giuffre, I did not count the traffic for the subsequent articles containing the statements made against Ms. Giuffre, even though research shows that repeat traffic to websites is generally only about 30%³², meaning that 70% of the traffic would be unique. However, I was not comfortable using this figure given the nature of these sites, which might have higher repeat visitors day-to-day. Therefore, I did not include the unique visitors to multiple articles in my calculations.

j. Finally, I did not include the count of people who may have been searching and may have seen the statements made against Ms. Giuffre in the search results, without needing to visit the actual articles, as shown in Figure 4.

k. **Figure 4: Example of search results with the statements made against Ms. Giuffre appearing in the result snippets, requiring no need to visit the articles themselves.**

³² Teevan, J., Adar, E., Jones, R. and Potts, M. (2006). History repeats itself: repeat queries in Yahoo's logs. In *Proceedings of the 29th annual international ACM SIGIR conference on Research and development in information retrieval (SIGIR '06)*. ACM, New York, NY, USA, 703-704.

The screenshot shows a Google search interface with the query "Ghislaine Maxwell obvious lies". Below the search bar, there are navigation tabs for "All", "Images", "News", "Videos", "Shopping", and "More". The search results show "About 17,000 results (0.51 seconds)". Under the "Images" tab, there are five small thumbnail images of Ghislaine Maxwell. Below the images, there are several search results from news websites. Red boxes highlight the word "lies" in the following snippets:

- Ghislaine Maxwell denies calling Virginia Roberts a liar | Daily Mail ...**
www.dailymail.co.uk/.../British-madam-accused-recruiting-teenage-sex-sla...
Jan 15, 2016 - Ghislaine Maxwell (pictured), who is accused of recruiting Virginia Roberts as ... of saying Roberts' allegations were 'untrue' and 'obvious lies'.
- Ghislaine Maxwell still has connections despite link to Prince Andrew ...**
www.dailymail.co.uk/.../Ghislaine-Maxwell-s-link-sex-scandal-court-papers...
Jan 9, 2015 - Ghislaine Maxwell stands accused of 'procuring' girls, including ... Ms Maxwell has called her claims 'obvious lies', while the Prince has put out ...
- British socialite to face Epstein accuser's defamation lawsuit | Reuters**
www.reuters.com/article/us-maxwell-defamation-lawsuit-idUSKCN0W34ZN
Mar 1, 2016 - ... socialite Ghislaine Maxwell of defamation for calling her allegations lies, ... been "shown to be untrue," and that her "claims are obvious lies."
- Ghislaine Maxwell denies being a madam for paedophile Jeffrey ...**
www.express.co.uk > News > World
Jan 4, 2015 - Ghislaine Maxwell's original response to the lies and defamatory ... "(The woman's) claims are obvious lies and ... should be treated as such and ...
- Jeffrey Epstein sex slave accuser sues Brit socialite - NY Daily News**
www.nydailynews.com/.../jeffrey-epstein-sex-slave-accuser-sue...
Sep 21, 2015 - She says Ghislaine Maxwell set up the sex encounters with the New York ... by Maxwell's spokesman calling Guffre's claims "obvious lies."

At the bottom of the search results, there is a link: **Socialite wants defamation lawsuit by 'sex slave' tossed - NY Daily News**

XI. ACCURACY OF THE TRAFFIC NUMBERS AND ADDITIONAL VERIFICATION

59. Concerning the accuracy of the analysis, the number of domains where the statements made against Ms. Giuffre have been disseminated is reliable, as this is straightforward to verify (i.e., the article is either posted on a site or it is not). If anything, this is an undercount, as some domains, for example, may have removed such articles, making them no longer available. There are possibly articles containing the statements that I have not been able to locate by the time that I submitted this report.

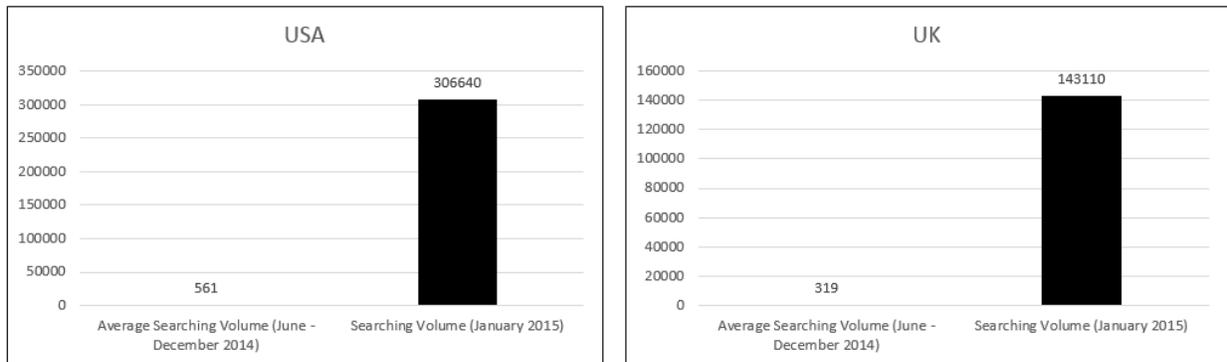
60. Concerning traffic numbers for domains, a unique visitor is typically identified by an identifier stored in a text file, which is based on an individual computer's browser, although more sophisticated methods are also being used. In locating traffic numbers for the domains, I used multiple services when available and attempted to verify via other sources. In case with varying traffic data, I utilized the most conservative (i.e., smallest) number available.

61. I also verified findings from my analysis via other methods and my own experience and training. For example, there are periods of increased publishing of articles containing the statements made against Ms. Giuffre and related stories. One would expect, increases in associated searching during these periods. Using the Google Keyword Tool, which provides search volume for search queries by month, I examined search volume from January 2015 to the date that I filed this report. There was an 54,518% increase in search volume for the keywords *Virginia Giuffre Virginia Roberts Ghislaine Maxwell* in January 2015, relative to the prior 7 months, in the US, and a 44,822% increase for the United Kingdom (UK) in January 2015, relative to the prior 7 months. This is in line with the increase in posting of articles during the same month³³. So, one sees the expected increase in searching for key terms based on the increase posting of articles.

³³ Note: I use the US and the UK as sample countries since there are aspect of the story that relate to each country.

62. Figure 5 shows increase in searching volume in January 2015 for the US and UK relative to the previous 7 months.

63. **Figure 5: Increase in search volume in January 2015 for the US and UK relative to the previous 7 months for the keyphrase *Virginia Giuffre Virginia Roberts Ghislaine Maxwell*.**



XII SUMMARY

64. **The statements made against Ms. Giuffre have been disseminated to at least 115 online media or other sites in 178 separate stories or articles with a combined 66,909,965 individual unique visitors from 2 January 2015 to the date that I filed this report, inclusive. More likely than not, this is a conservative estimate.**

65. Right to Amend: Although I have had access to materials publicly available pertaining to claims in this dispute, I have not been able to review all the material by the deadline for completion of this report. I reserve the right to review and rely on any such material, including at the time of trial. I also reserve the right to issue a supplemental or an amended report if my review of such material results in any significant change or addition to my opinion.

DATED: 09 September 2016

Respectfully submitted,

By _____

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Appendix A Curriculum Vitae



Full Professor

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Principal Scientist, Social Computing Group, Qatar Computing Research Institute (QCRI),
Hamad Bin Khalifa University, Doha, Qatar

Affiliate Appointment, Department of Computer Science and Engineering, The Pennsylvania
State University

Affiliate Appointment, Department of Industrial and Manufacturing Engineering, The
Pennsylvania State University

Director, Information Searching and Learning Laboratory, College of Information Sciences and
Technology (ISL²), The Pennsylvania State University

Current Advisory Boards

- The Pennsylvania Technical Assistance Program (PennTAP) (<http://penntap.psu.edu/>)
- CLAK Impressions (<http://www.linkedin.com/company/clak-impressions>)
- Innoblue (<http://www.linkedin.com/company/innoblue>)

Research

Research Goal: Increase the effectiveness and efficiency for accomplishing information tasks
by improving the interaction among people, information, and technology

Research Interests:

I study the uses and affordances of the Web for information searching and ecommerce, with a
focus on interactions among the person, information, and technology. Current active research
areas are **Web searching**, **information retrieval**, **keyword advertising**, **online marketing**,
and **online social networking** within the ecommerce domain.

- **Sponsored search** and **keyword advertising**
- **Social media** as an information source
- **Information searching** and **Web information retrieval**

Short Bio:

Jim has authored or co-authored **250 or so research publications**, with articles appearing in
a multi-disciplinary and extremely wide range of journals and conferences. He is author of the
book, Understanding Sponsored Search: A Coverage of the Core Elements of Keyword

Research

Advertising (Cambridge University Press), author of the book Understanding User - Web Interactions Via Web Analytics, co-author of the book, Web Search: Public Searching of the Web, and co-editor of the book Handbook of Research on Weblog Analysis.

Jim is a full professor with the College of Information Sciences and Technology at **The Pennsylvania State University** and a Principal Scientist in the social computing group of the **Qatar Computing Research Institute, Hamad bin Khalifa University**. He is a graduate of **West Point** and has a PhD in computer science from **Texas A&M University**, along with master degrees from **Texas A&M** (computer science) and **Troy State** (international relations).

Jim is **editor-in-chief** of the journal, Information Processing & Management (Elsevier), a member of the editorial boards of seven international journals, former editor-in-chief of the journal, Internet Research (Emerald), and he has served on the research committee for the Search Engine Marketing Professional Organization (SEMPO). He has received **several awards and honors**, including an ACM Research Award and six application development awards, along with other writing, publishing, research, teaching, and leadership honors.

He has served as a Senior Fellow at the **Pew Research Center** with the Pew Internet and American Life Project and a university expert with the **National Ground Intelligence Center**. He is a Principle Scientist at the Qatar Computing Research Institute.

He has done several **consulting projects** (log analysis, statistical analysis) and **expert witnesses** cases (patent litigation, civil litigation, and class action suits) in the areas of keyword advertising, web analytics, co-registration, domain parking, webpage access, webpage history, and online advertising click fraud.

Education

Ph.D. Computer Science, August 1999 - May 1996

Texas A&M University, College Station, Texas 77843

Dissertation: A Software Agent for Performance Improvement of an Existing Information Retrieval System

Advisor: Dr. Udo Pooch

M.CS. Computer Science, May 1996 - June 1994

Texas A&M University, College Station, Texas 77843

Research Area: Network Performance and Monitoring

M.S. International Relations, August 1994 - June 1992

Troy State University, European Division

Research Thesis: National Competitive Advantage

B.S. Computer Science, May 1985 - June 1981

United States Military Academy, West Point, New York 10996

Engineering Sequence: Electrical Engineering

Academic Appointments

- Current - 2014 **Full Professor**, College of Information Sciences and Technology, The Pennsylvania State University, University Park, PA, 16802, USA.
- Current - 2015 **Principal Scientist**, Qatar Computing Research Institute (QCRI), Hamad Bin Khalifa University, Doha, Qatar
- 2014 - 2011 **University Researcher**, National Ground Intelligence Center, 2055 Boulders Road, Charlottesville, VA 22911
- 2014 - 2009 **Associate Professor**, College of Information Sciences and Technology, The Pennsylvania State University, University Park, PA, 16802, USA.
- 2012 - 2010 **Senior Fellow, Pew Internet and American Life Project, Pew Research Center, 1615 L Street, NW Suite 700 Washington, DC 20036**
- 2009 - 2003 **Assistant Professor**, College of Information Sciences and Technology, The Pennsylvania State University, University Park, PA, 16802, USA. (Previously, School of Information Sciences and Technology)
- 2003 - 2001 **Instructor**, School of Information Sciences and Technology, The Pennsylvania State University, University Park, PA, 16802, USA
- 2000 - 1999 **Lecturer**, Computer Science Program, University of Maryland (Asian Division), Seoul, 104-022, Republic of Korea
- 1999 - 1998 **Assistant Professor**, Department of Electrical Engineering and Computer Science, United States Military Academy, West Point, New York, 10996
- 1998 - 1996 **Lecturer**, Department of Electrical Engineering and Computer Science, United States Military Academy, West Point, New York, 10996, USA.

Honors and Awards

- 2016 **2016 President's Award for Engagement with Students**, The Pennsylvania State University, University Park, Pennsylvania.
- 2015 **Best Paper**: Liu, Z. and Jansen, B. J. (2015) *Subjective versus Objective Questions: Perception of Question Subjectivity in Social Q&A*. 2015 International Conference on Social Computing, Behavioral-Cultural Modeling, and Prediction (SBP15). Washington DC, p. 131-140. 31 Mar.-3 Apr.
- 2011 **Teaching and Learning with Technology Fellow** at Penn State (May 2011 – May 2012). Teaching research fellowship to develop subject-based learning apps that leverage cellular technology, the contextual (location-aware) attributes of mobile technology, and social media. See tit.its.psu.edu/2011/07/24/jim-jansen/

Honors and Awards

- 2011 **Paper Award:** The article, *The Seventeen Theoretical Constructs of Information Searching and Information Retrieval*, published in Journal of the American Society for Information Science and Technology selected as **John Wiley Best JASIST Paper Award 2011** (see http://www.asis.org/awards/jasis_paper.html).
- 2010 Emerald Literati Network **2010 Award for Excellence for Outstanding Reviewer** for the journal Internet Research (<http://info.emeraldinsight.com/authors/literati/index.htm>)
- 2008 **Best Paper**, Jansen, B. J., Zhang, M., and Schultz, C. (2008) *The Effect of Brand on the Evaluation of IT System Performance*. Proceedings of the Southern Association for Information Systems Conference, Richmond, VA, USA 13-15 March 2008
- 2008 Presented with a **Google Faculty Research Award** (\$50,000)
- 2007 Article selected as **Highly Commended Winner** at the Emerald Literati Network Awards for Excellence 2007. Spink, A. and Jansen, B. J. (2006) *Searching multiple federate content Web collections*, Online Information Review. 30(5), 485-495.
- 2004 Worldwide press coverage for book Web Search: Public Searching of the Web, co-authored with Dr. Amanda Spink. Including AP, Yahoo! News, CNN, MSN, and numerous other television, radio, Web, and print outlets.
- 2003 Worldwide press coverage and interviews 6/30/2003-7/3/2003 reference article: Jansen, B. J., and Spink, A. (2003) *An analysis of Web pages retrieved and viewed*, IC'03: Internet Computing: Web Mining Session, Las Vegas, 4-6 June, 2003. Including: BBC, Irish Radio, Washington Times, Psychology Today, and several U.S. radio stations.
- 2003 **ISI Most Highly Cited Articles in Field of Web Searching** for the manuscript Jansen, B. J., Spink, A., and Saracevic, T. (2000) *Real Life, Real Users, and Real Needs: A Study and Analysis of User Queries on the Web*, Information Processing & Management. 38(2), 207-227.
- The article was identified in May 2003 by ISI Essential Science Indicators to be one of the most cited papers in the research area of Web Searching Behavior.
- 2002 **Highly Commended Article** invited for journal publication. Jansen, B. J. (2002) *Towards Implementing a Cognitive Model of Searching*, Proceedings of the E-Learning 2002 Conference (Web Track), Montreal, Canada. 15-19 October.
- 2002 **Two Crystal Awards of Excellence** for outstanding software development in the communications field.

Honors and Awards

- 2002 Worldwide press coverage and interviews 3/31/02- 4/5/02 reference article: Spink, A., Jansen, B. J., Wolfram, D., and Saracevic, T. (2002). *From e-sex to e-commerce: Web search changes*, IEEE Computer, 35(3), 133-135.
- Including: Associated Press, BBC, CBC, MSNBC, Wall Street Journal, New York Times, PC World, CNN, Chinese People's Daily, Toronto Star, US News and World Report, San Francisco Chronicle, The Independent (UK), Business Week, Washington Post, Financial Times (UK), Information Week, Web, TV, newspaper (200+) and magazine media.
- 2002 **Award of Distinction** for interactive Web site development.
- 2002 **Two Awards of Excellence** for exceptional multimedia application development.
- 2002 US Army War College **Team of the Year** for outstanding contributions as team manager.
- 2001 **U.S. Army Visual Information Award** for multimedia development.
- 2000 **Highly Commended Award** by MCB Publishers, for: Spink, A., Bateman, J., and Jansen, B. J. (1999) *Searching the Web: A survey of Excite users*, Journal of Internet Research: Electronic Networking Applications and Policy, 9(2), 117-128.
- 1998 **Top Paper Award** for: Spink, A., Bateman, J., and Jansen, B. J. (1998) *Users' searching behavior on the Excite Web search engine*, 1999 World Conference on the WWW and Internet, Orlando, Florida.
- 1997 **ACM Student Research Award** for: Jansen, B. J. (1997) *Simulated Annealing for Query Results Ranking*, Computer Science Education Conference, San Jose, CA. 28 – 30 February.
- 1992 **Writing and Research Award**, U.S. Marine Corps University.
- 1992 **Research Award** from U.S. Army Trainer Journal

Books

Jansen, B. J. (2011). Understanding Sponsored Search: Coverage of the Core Elements of Keyword Advertising. Cambridge University Press: Cambridge, UK.

Jansen, B. J. (2009) Understanding User – Web Interactions via Web Analytics. Morgan-Claypool Lecture Series. Marchionini, G. (Ed). Morgan-Claypool: San Rafael, CA.

Jansen, B. J., Spink, A., and Taksa, I. Editors. (2009) Handbook of Research on Web Log Analysis, Hershey, PA: Idea Group Publishing.

Books

Spink, A., and **Jansen, B. J.** (2004) Web Search: Public Searching of the Web, Dordrecht: Kluwer Academic Publishers.

Parts of Books

Jansen, B. J. (2016) *Log Analysis*. Research Methods in Library and Information Science. Libraries Unlimited.

Mukherjee, P, Kozlek, B., Gyorke, A., Campese, C. and **Jansen, B. J.** (2014) *Leveraging Mobile Technology to Enhance Both Competition and Cooperation in an Undergraduate STEM Course*. Innovative Practices in Teaching Information Sciences and Technology: Experience Reports and Reflections. p. 167-178. New York: Springer.

Reddy, M. C., **Jansen, B. J.**, Spence, P. R. (2010) *Collaborative Information Behavior: Exploring Collaboration and Coordination During Information Seeking and Retrieval Activities*. Foster, J. (Ed.), Collaborative Information Behavior: User Engagement and Communication Sharing. p. 73 - 88. Hershey, PA: IGI.

Booth, D., and **Jansen, B. J.** (2009) *A review of methodologies for analyzing Websites*. In B. J. Jansen, A. Spink & I. Taksa (Eds.), Handbook of Web Log Analysis. p. 143-164. Hershey, PA: IGI.

Jansen, B. J. (2009) *The methodology of search log analysis*. In B. J. Jansen, A. Spink & I. Taksa (Eds.), Handbook of Web log analysis. p. 100-123. Hershey, PA: IGI.

Jansen, B. J., Taksa, I., and Spink, A. (2009) *Research and methodological foundations of transaction log analysis*. In B. J. Jansen, A. Spink & I. Taksa (Eds.), Handbook of Web Log Analysis. p. 1-17. Hershey, PA: IGI.

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Jansen, B. J. (2012) *Using Mobile Apps to Enhance Classroom Learning*. Teaching and Learning with Technology, University Park, PA, 24 March

Rosso, M. and **Jansen, B. J.** (2010) *Smart Marketing or Bait & Switch? Competitors' Brands as Keywords in Online Advertising*. 4th Workshop on Information Credibility on the Web (WICOW 2010). World Wide Web Conference (WWW 2010), Raleigh, NC. 26-30 April.

Jansen, B. J. (2009) *System Controlled Assistance for Improving Search Performance*. Human-Computer Interaction and Information Retrieval. Workshop. Washington, DC. 23 October.

Jansen, B. J., Zhang, M, Sobel, K, and Chowdury, A, (2009) *The Commercial Impact of Social Mediating Technologies: Micro-blogging as Online Word-of-Mouth Branding*. ACM Conference on Computer Human Interaction (CHI2009). Boston, Massachusetts. 4 - 9 April.

Neale, L., Hunter, L., **Jansen, B. J.**, Murphy, J. (2008) *The Google Online Marketing Challenge: A Global Teaching and Learning Initiative*. 2008 Society for Marketing Advances Annual Conference. 4-9 November. St Petersburg, Florida.

Jansen, B. J., Rosso, M., Russell, D., and Detlor, B. (2008) *The Google Online Marketing Challenge: A Multi-Disciplinary Global Teaching and Learning Initiative Using Sponsored Search*. 2008 Annual Meeting of the American Society for Information Science and Technology. 24-29 October Columbus, Ohio.

Jansen, B. J. (2008). *Viewing Searching Systems as Learning Systems*. Second Workshop on Human-Computer Interaction and Information Retrieval. 23 October. Redmond, Washington.

Murphy, J., Canhoto, A., Hofacker, C., Hunter, L., **Jansen, B. J.**, and Voorhees, C. (2008) *The Google Online Marketing Challenge: A Global Teaching and Learning Initiative*. 2008 American Marketing Association Summer Marketing Educators' Conference. 8-11 August. San Diego, California.

Papers Presented at Technical and Professional Meetings

Reddy, M. and **Jansen, B. J.** (2008) *Learning about Potential Users of Collaborative Information Retrieval Systems*. Workshop on Collaborative Information Retrieval, Joint Conference on Digital Libraries (JCDL 2008). 19 June. Pittsburgh, Pennsylvania.

Jansen, B. J., Bhavnani, S., Murray, G. C., Spink, A. and Wolfram, D. (2007) *Web Log Analysis Panel*, 2007 Annual Meeting of the American Society for Information Science and Technology. Milwaukee, Wisconsin. 18-25 October.

Spink, A. and **Jansen, B. J.** (2007) *Web Research - Results from Large-Scale Web Data Analysis*, ARC Research Network Enterprise Information Infrastructure Workshop on Data From the Field. Sydney, Australia. 24th May.

Jansen, B. J. and Spink, A. (2007) *The Effect on Click-through of Combining Sponsored and Non-Sponsored Search Engine Results in a Single Listing*, 16th International World Wide Web Conference (WWW2007) Workshop on Sponsored Search Auctions. Banff, Canada. 8-12 May.

Paper: http://opim.wharton.upenn.edu/ssa3/pdf/submission_96.pdf

Jansen, B. J. (2007) *Preserving the Collective Expressions of the Human Consciences*, 16th International World Wide Web Conference (WWW2007) Workshop on Query Log Analysis: Social and Technical Challenges. Banff, Canada. 8-12 May.

Paper: http://www2007.org/workshops/paper_58.pdf

Slides: <http://querylogs2007.webir.org/slides/JimJansenQL2007.pdf>

Jansen, B. J., Smith, B., and Booth, D. (2007) *Learning as a Paradigm for Understanding Exploratory Search*, Conference on Human Factors in Computing Systems (SIGCHI), Workshop on Exploratory Search Interfaces. San Jose, California. 28 April - 3 May.

Spink, A., Alvarado-Albertorio, F., and **Jansen, B. J.** (2007) *Web Search Behavior: What is Normative?*, Society of Australasian Social Psychologists (SASP) Conference. Brisbane, Australia. 12 – 15 April.

Jansen, B. J. and Spink, A. (2006) *Characteristics of searching on Web meta-search engines*, American Society for Information Science and Technology: Human Computer Interaction Workshop. Austin, TX. 3-9 November.

Jansen, B. J. (2006) *Implications of Trust of Sponsored Links for E-commerce Web Searching*, 6th Annual SIG-USE Research Symposium. American Society for Information Science and Technology (ASIS&T) Annual Conference. Austin, TX. 4 November.

Spink, A. and **Jansen, B. J.** (2006) *Web Searching: Trends and Impacts*, Oxford Internet Institute International Symposium. Journal of Information, Communication, Society: 10th Anniversary International Symposium. University of York, UK. 20 – 22 September.
<http://www.york.ac.uk/res/siru/icsspinketal.htm>

Papers Presented at Technical and Professional Meetings

Jansen, B. J., Spink, A., Kathura, V., and Koshman, S. (2006) *How to Define Searching Sessions on Web Search Engines*, Workshop on Web Mining and Web Usage Analysis. The 12th ACM SIGKDD International Conference on Knowledge Discovery and Data Mining (KDD 2006). Philadelphia, Pennsylvania. 20-23 August.

Jansen, B. J. (2006) *Adversarial Information Retrieval Aspects of Sponsored Search*, Second International Workshop on Adversarial Information Retrieval on the Web (AIRWeb 2006). The 29th Annual International ACM SIGIR Conference on Research & Development on Information Retrieval (SIGIR2006). Seattle, Washington. 6-11 August.

Jansen, B. J., Ramadoss, R. Zhang, M., and Zang, N. (2006) *Wrapper: An Application for Evaluating Exploratory Searching Outside of the Lab*, SIGIR 2006 Workshop on Evaluating Exploratory Search Systems. The 29th Annual International ACM SIGIR Conference on Research & Development on Information Retrieval (SIGIR2006). Seattle, Washington. 6-11 August.

Buzikashvili, N. and **Jansen, B. J.** (2006) *Limits of the Web Log Analysis Artifacts*, Workshop on Logging Traces of Web Activity: The Mechanics of Data Collection, The Fifteenth International World Wide Web Conference (WWW 2006). Edinburgh, Scotland. 22-26 May.

Jansen, B. J. (2006) *The Wrapper: An Open Source Application for Logging User – System Interactions during Searching Studies*, Workshop on Logging Traces of Web Activity: The Mechanics of Data Collection. The Fifteenth International World Wide Web Conference (WWW 2006). Edinburgh, Scotland. 22-26 May.

Jansen, B. J., Rieh, S.Y., Spink, A., Wang, P., and Wolfram, D. (2005) *Panel Presentation: Internet Usage Transaction Log Studies: The Next Generation*, American Society for Information Science & Technology 2005 Annual Meeting. Charlotte, North Carolina. 28 October – 2 November.

Toms, E.L., **Jansen, B. J.**, and Muresan, G. (2005) *Panel Presentation: Evaluating Success in Search Systems*, American Society for Information Science & Technology 2005 Annual Meeting. Charlotte, North Carolina. 28 October – 2 November.

Jansen, B. J. (2005) *A Multi-Disciplinary, Multi-Level, and Multi-Spectrum View of Interaction*, The First Conference of the i-School Community: Bridging Disciplines to Confront Grand Challenges. 28-30 September 2005, State College, PA.

Jansen, B. J. and Resnick, M. (2005) *Examining Searcher Perceptions of and Interactions with Sponsored Results*, Workshop on Sponsored Search Auctions, The Sixth ACM Conference on Electronic Commerce (EC'05). Vancouver, Canada. 5-8 June.

Jansen, B. J. (2005) *Automated Searching Assistance for Exploratory Search*, Seminar on Exploratory Search Interfaces at the University of Maryland sponsored by the Human-Computer Interaction (HCI) Lab. College Park, Maryland. 2 June.

Papers Presented at Technical and Professional Meetings

Shingle, A. **Jansen, B. J.**, and Spink, A. (2005) *Television Advertising of Prescription Drugs: A Study of Its Effect on Consumer Web Searching*, IEEE 6th International Conference on Information Technology, Coding and Computing. Las Vegas, Nevada, 11-13 April, 2005.

Jansen, B. J., Spink, A., and Pederson, J. (2004) *An Analysis of Multimedia Searching on AltaVista*, Presentation at Workshop on User Searching, World Wide Web Conference, New York, New York, 18 May 2004.

De Ycaza, S., Doran, S., Eastman, C., and **Jansen, B. J.** (2003) *Nutritional Information on the Web: An Analysis of Information Sought and Information Provided*, South Carolina Nutrition Research Summit, Columbia, SC. 17 October 2004.

Jansen, B. J. (1998) *An Analysis of User Queries on the Web: The Implications for the Design of Military Information Retrieval Systems*, Fifth Annual US Army Research Laboratory and United States Military Academy Technical Symposium, West Point, New York.

Jansen, B. J. (1997) *Simulated Annealing in Information Retrieval*, Fifth Annual US Army Research Laboratory and United States Military Academy Technical Symposium, West Point, New York.

Adams, W. J. and **Jansen, B. J.** (1997) *Integrating Usability Design Principles into an Existing Engineering Curriculum*, The American Society for Engineering Education National Conference, Milwaukee, Wisconsin.

Jansen, B. J. and Adams, W. L. (1997) *Integrating User Centered Design into an Introductory Engineering Course*, American Society for Engineering Education Zone 1 Meeting, West Point, New York.

Scholarly Reports

Jansen, B. J. (2011) *The civic and community engagement of religiously active Americans*. Pew Internet & American Life Project, Pew Research Center. 13 December.
<http://pewinternet.org/Reports/2011/Social-side-of-religious.aspx>

Jansen, B. J. (2010) *65% of Internet Users Have Paid for Online Content*. Pew Internet & American Life Project, Pew Research Center. 30 December.
<http://www.pewinternet.org/Reports/2010/Paying-for-Content.aspx>

Jansen, B. J. (2010) *Use of the internet by higher income households*. Pew Internet & American Life Project, Pew Research Center. 24 November.
<http://www.pewinternet.org/Reports/2010/Better-off-households.aspx>

Jansen, B. J. (2010) *Online Product Research*. Pew Internet & American Life Project, Pew Research Center. 29 September.
<http://pewinternet.org/Reports/2010/Online-Product-Research.aspx>

Funded Projects, Grants, Commissions, and Contracts	
2015 - 2014	Title: Web Analytics for a Research University Library Granting Agency: Penn State, University Library Total Amount: \$19,717 Role: Principal Investigator
2015 - 2013	Title: Exploring Scholarly Discourse in MOOC Discussion Forums Granting Agency: Penn State, Center for Online Innovation in Learning Total Amount: \$30,383 Role: Principal Investigator
2014 - 2010	Title: Broadband to Support SMEs in Pennsylvania Granting Agency: Commonwealth of Pennsylvania Total Amount: \$500,000 Role: Faculty Investigator (\$70,000)
2014 - 2010	Title: Semantic CiteSeerX Granting Agency: National Science Foundation Total Amount: \$1,100,000 Role: Principal Investigator (\$130,000)
2011 - 2008	Title: Affective and Cognitive Factors Affecting the Evaluation of Search Engines by Users Granting Agency: Google Amount: \$50,000 Role: Principal Investigator
2011 - 2009	Title: Using Keyword Advertising for Economic and Workforce Development Granting Agency: The Pennsylvania State University Amount: \$25,000 Role: Principal Investigator
2011 - 2010	Title: Toolkits for Deployable Best Practices Granting Agency: Office of Naval Research STTR Phase II Total Amount: \$750,000 Role: Principal Investigator (\$87,500)
2011 - 2010	Title: RAPID: Text Message-based Infrastructure for Emergency Response Granting Agency: National Science Foundation Total Amount: \$75,000 Role: Principal Investigator (\$15,000)

Funded Projects, Grants, Commissions, and Contracts	
2009 - 2008	Title: Toolkits for Deployable Best Practices Granting Agency: Office of Naval Research STTR Phase I Total Amount: \$100,000 Role: Principal Investigator (\$15,000)
2009 - 2007	Title: REU Supplement for CRI: Collaborative: Next Generation CiteSeer Granting Agency: National Science Foundation Amount: \$12,000 Role: Co-Principal Investigator (\$12,000).
2009 - 2006	Title: Synchronized Interactions Among Users, Systems, and Information Granting Agency: Air Force Research Lab Amount: \$463,000 Role: Principal Investigator (\$463,000).
2008 - 2005	Title: The Next Generation CiteSeer Granting Agency: National Science Foundation Amount: approximately \$1,444,984 Role: Co-principal Investigator with Dr. Lee Giles, Dr. Susan Gauch, and Dr. Jack Carroll (\$48,701)
2009 - 2007	Title: Triggers in Collaborative Information Searching Granting Agency: National Science Foundation Amount: \$76,000 Role: Co-principal Investigator with Dr. Madhu Reddy (\$18,119)
2009 - 2008	Title: REU Supplement for Triggers in Collaborative Information Searching Granting Agency: National Science Foundation Amount: \$12,000 Role: Co-principal Investigator with Dr. Madhu Reddy (\$6,000)
2007 - 2006	Title: REU Supplement for CRI: Collaborative: Next Generation CiteSeer Granting Agency: National Science Foundation Amount: \$9,000 Role: Co-Principal Investigator (\$9,000).
2005 - 2004	Title: Design of Tools for Information Seeking, Management, and Analysis for a Lessons Learned Knowledge System Granting Agency: US Marine Corps Research University Amount: \$500,000 Role: Co-Principal Investigator (\$83,957)

Funded Projects, Grants, Commissions, and Contracts	
2005	Title: Knowledge Management Granting Agency: US. Department of Defense, Defense Threat Reduction Agency (DTRA) Amount: \$625,832 Role: Co-Principal Investigator (\$18,439).
2006 - 2005	Title: REU Supplement for CRI: Collaborative: Next Generation CiteSeer Granting Agency: National Science Foundation Amount: \$6,000 Role: Co-Principal Investigator (\$6,000).
1998 -1996	Title: The use of software agents in information retrieval. Granting Agency: Army Research Laboratory Amount: \$68,000 Role: Principal Investigator (\$68,000)
1998	Title: Information Searching on Web Search Engines Granting Agency: Army Research Laboratory Amount: \$5,000 Role: Principal Investigator (\$5,000)
1997	Title: Software agents for information retrieval. Granting Agency: Army Research Laboratory Amount: \$5,000 Role: Principal Investigator (\$5,000)

Software Developed

Software Development: Client-side Application for Automated Searching: that automates searching tactics via user implicit feedback.

Software Development: Application for Real-time Evaluation of Search Engine Performance: that automates the evaluation of Web search engines.

Teaching

At *The Pennsylvania State University* (current – 2002), I have taught a variety of information technology-related courses, including the undergraduate capstone project leadership course, the introductory freshman course, online marketing, graduate seminar course, and a graduate course on human information interaction. Additionally, I have mentored students in a variety of independent studies and have been on several course development committees.

At *The Pennsylvania State University* (current – 2002):

Teaching

- Committee Lead, curriculum development team for a college-level executive masters program.
- Committee Lead, curriculum development committee for re-design of the undergraduate senior – level capstone course.
- Committee Member, curriculum development team for re-design of the undergraduate freshmen level introductory course.
- Committee Member, curriculum development team for the establishment of a university-wide Business Analytics minor
- Faculty Lead, development team for the establishment of a university-wide professional library certification program
- Committee Member, curriculum development team for the establishment of a college Entrepreneurship minor
- Course Development: (1) undergraduate capstone course in IT project management, (2) graduate course in information searching, (3) undergraduate course in keyword advertising, (4) graduate course in web analytics, (5) undergraduate course in entrepreneurship technology

2015 – Mentor for one team in the **Google Final 15 in The Google Online Marketing Challenge** for 2014. The team was in the top fifteen from 4,000 teams from around the world (top 0.4%).

Mentor for team in the **Google Non-profit Challenge** for 2014. The teams were the top more than 4,000 teams from around the world (top 0.4%).

2014 – Mentor for three teams in the **Global Final 15 in The Google Online Marketing Challenge** for 2013. The teams were in the top fifteen from 4,000 teams from around the world (top 0.4%).

Mentor for two teams in the **Google Media Marketing Challenge** for 2013. The teams were the top more than 4,000 teams from around the world (top 0.4%).

2013 – Mentor for one team in the **Global Final 15 in The Google Online Marketing Challenge** for 2012. The team was in the top fifteen from more than 4,000 teams from around the world (top 0.4%).

2012 – Mentor for three teams in the **Global Final 15 in The Google Online Marketing Challenge** for 2011. The three teams were in the top fifteen from 4,000 teams from around the world (top 0.4%).

2010 – Mentor for two teams in the **Global Final 15 in The Google Online Marketing Challenge** for 2009. The two teams were in the top fifteen from 3,000+ teams from around the world (top 0.5%).

Had eight other teams get honorable mention by placing in the Top 100 Global Teams and five other teams place in the Top 10% of all teams.

Teaching

2010 – Mentor for two student teams that took 1st and 3rd in the **Penn State IdeaPitch Competition**, which is a university wide Penn State entrepreneurship competition.

2009 – Mentor for three teams in the **Global Final 15 in The Google Online Marketing Challenge** for 2009. The three teams were in the top fifteen from 2,107 teams from around the world.

Had seven other teams get honorable mention by placing in the top 50 teams in the Americas region.

2009 - **Schreyer Honors College Teaching Grant** Recipient for developing multi-disciplinary keyword advertising, marketing, and technology course.

2008 – Mentor for the **winning team in the Americas region in The Google Online Marketing Challenge for 2008**. One of the top four teams from 1,620 teams from around the world. Won a trip to the GooglePlex with the students, plus the students all won laptops.

Had two other teams get honorable mention by placing in the top 50 teams in the Americas region.

2008 – Selected as **Faculty Marshall** by Student Marshall of Computer Science and Engineering Department, College of Engineering, The Pennsylvania State University as faculty member who had the biggest impact on student's academic career

2008 – **Professor of the Year nominee** for College of Information Sciences and Technology, The Pennsylvania State University, 16802

2003 Selected as **Faculty Marshall** by Student Marshall of School of Information Sciences and Technology, The Pennsylvania State University as faculty member who had the biggest impact on student's academic career

Guest lecturer for a month (2000) at the *Korean Military Academy* in Seoul, Republic of Korea.

At the *University of Maryland (Asian Division)* (2000 – 1999), taught courses on Web/Internet and multimedia design.

At the *United States Military Academy* (1999 – 1996), I taught several computer science-related courses including introductory programming, advanced programming, micro-computing, and databases. Also, mentored students in a variety of independent studies.

As executive officer for the department (1999 – mid 1997), was responsible for course scheduling, instructor assignments, classroom allocation, student counseling, as well as many other duties concerning the day-to-day operation of the department.

Membership on Degree Committees

The Pennsylvania State University
College of Information Sciences and Technology

Chair or Co-Chair

Partha Mukherjee (Committee Chair) (PhD degree expected in 2016)
Alex Brown (Committee Chair) (M.S. degree expected in 2016)
Zhe Liu (Committee Chair) (PhD degree conferred in 2014)
Dan Coughlin (Committee Chair) (PhD degree conferred in 2014)
Carolyn Hafernik (Committee Chair) (M.S. degree conferred in 2013)
Adan Ortiz-Cordova (Committee Chair) (M.S. degree conferred in 2013)
Jian-Syuan Wong (Committee Chair [until 2016]) (PhD degree expected in 2018)
Steve Carmen (Committee Chair [until 2013]) (M.S. degree conferred in 2013)
Kathleen Moore (Committee Chair [until 2012]) (PhD degree expected in 2015)
Mimi Zhang (Committee Chair) (PhD degree conferred in 2010)
Mike Hills (Committee Chair) (PhD degree conferred in 2010)
Hyun-Woo Kim (Committee Co-Chair) (M.S. degree conferred in 2010)
Young Shin Kim (Committee Co-Chair) (M.S. degree conferred in 2010)

Committee Member

Eric McMillan (Committee Member) (PhD degree expected in 2017)
Nathan McNeese (Committee Member) (PhD degree conferred in 2014)
Patricia Spence (Committee Member) (PhD degree conferred in 2013)
Arvind Karunakaran (Committee Member) (M.S. degree conferred in 2011)
Yusuf Raza (Committee Member) (M.S. degree conferred in 2009)
Sharoda Paul (Committee Member) (PhD degree conferred in 2009)
Allison Morgan (Committee Member) (PhD degree conferred in 2008)
Mithu Bhattacharya (Candidacy Committee Member, 2005)
Scott Robertson (Candidacy Committee Chair, 2004)

The Pennsylvania State University
Workforce Education and Development Program, College of Education
John Dolan (Committee Co-Chair [until 2012]) (PhD degree expected in 2013)

The Pennsylvania State University
School of Hospitality and Management
Lu Zhang (Committee Co-Chair) (M.S. degree conferred in 2009)

The Pennsylvania State University
Department of Industrial and Manufacturing Engineering
Himanshu Sharma (Committee Chair) (M.S. degree conferred in 2005)
Sourav Sengupta (Committee Chair) (M.S. degree conferred in 2005)
Ying Zhang (Committee Chair) (M.S. degree conferred in 2008)

The Pennsylvania State University
Department of Electrical Engineering
Vijay Mohan (Committee Co-Chair) (M.S. degree conferred in 2009)
Dheepak Ramaswamy (Committee Co-Chair) (M.S. degree conferred in 2009)
Ashish Kathuria (Committee Chair) (M.S. degree conferred in 2007)

Membership on Degree Committees

The Pennsylvania State University

Department of Computer Science and Engineering

Yanjun Gao (Committee co-Chair) (PhD degree expected in 2018)

Chandrika Gopalakrishna (Committee Chair) (M.S. degree conferred in 2008)

The University of Pittsburgh

School of Information Sciences

Department of Library and Information Science

Zhen Yue (Committee Member) (Ph.D. degree conferred in 2014)

Minsoo Park (Committee Member) (Ph.D. degree conferred in 2008)

Rutgers, the State University of New Jersey

School of Communication, Information and Library Studies

Yuelin Lee (Committee Member) (Ph.D. degree conferred in 2008)

The Pennsylvania State University

Schreyer Honors College, thesis advising

Megan Krause (B.S. degree expected 2107)

Allie Whitman (B.S. degree expected 2106)

Adan Ortiz-Cordova (B.S. degree conferred 2011)

Bradley Shively (B.S. degree conferred 2010)

Kate Sobel (B.S. degree conferred 2010)

Steven Troxell (B.S. degree conferred in 2008)

Steven Clancy (B.S. degree conferred in 2007)

Paulo Molina (B.S. degree conferred in 2004)

Chris Catalano (B.S. degree conferred in 2004)

Andy Shingle (B.S. degree conferred in 2004)

Supervision of Other Undergraduate Research

Student	Degree	Major	University	Role
Arielle Amchin	BS	Marketing	Penn State	Research Mentor
Arun Das	BS	CS	Brown University	Research Mentor
Manisha Dareddy	BS	MIS	Carnegie Mellon Qatar	Research Mentor
Satyajit Narayanan	BS	CS	Bharati Vidyapeeth University	Research Mentor
Will Berkheiser	BS	IST	Penn State	Work Study Mentor http://studentaid.psu.edu/types-of-aid/work-study-and-employment/work-study/about
Pat Bonner	BS	IST	Penn State	Research Mentor
Danielle Booth	BS	IST	Penn State	Research Mentor
Anna Brown	BS	IST	Penn State	Research Mentor
Nicole Butera	BS	Chemistry	Penn State	Women in Science and Engineering Research

Supervision of Other Undergraduate Research

Student	Degree	Major	University	Role
				(WISER) Mentor http://pa.spacegrant.org/wiser
Chris Ciamacca	BS	IST	Penn State	Research Mentor
Karen Lee	BS	IST	Penn State	Research Mentor
Dana Kracow	BS	IST	Penn State	Research Mentor
Daehee Park	BS	IST	Penn State	Research Mentor
Melissa Reizner	BS	IST	Penn State	Research Mentor
Mitchell Rukat	BS	IST	Penn State	Research Mentor
Paul Rinaldi	BS	IST	Penn State	Research Mentor
Simone Schuster	BS	Advertising	Penn State	Research Mentor
Laura Solomon	BS	Advertising	Penn State	Research Mentor
Meng Ting Sun	BS	Accounting	Penn State	Research Mentor
Pete Smith	BS	IST	Penn State	Research Mentor
Megan Tan	BS	Marketing	Penn State	Research Mentor
Courtney Weaver	BS	IST	Penn State	Research Mentor

Professional Service**Editorial Boards**

Current – 2016	Editor-in-chief, <u>Information Processing & Management</u> (Elsevier)
Current – 2016	Editorial Board Member, <u>Information Discovery and Delivery</u>
Current – 2012	Editorial Advisory Board Member, <u>Social Networks</u>
Current – 2011	Editorial Advisory Board Member, <u>International Journal of Electronic Business</u>
Current – 2009	Editorial Advisory Board Member, <u>Journal of the American Society for Information Science and Technology</u>
Current – 2009	Editorial Advisory Board Member, <u>Future Internet</u>
Current – 2006	Editorial Panel, <u>International Journal of Internet Science</u>
Current – 2006	Editorial Advisory Board Member, <u>Information Research</u>
Current – 2004	Editorial Advisory Board Member, <u>Information Processing & Management</u>
2016 – 2011	Editor-in-chief, <u>Internet Research</u> (Emerald)
2011 - 2004	Editorial Advisory Board Member, <u>Journal of Internet Research</u>

Professional Service

Editorial Boards

- 2010 - 2004 Editorial Advisory Board Member, Library and Information Science Journal
- 2008 - 2004 Associate Editor (Book Reviews), Information Processing & Management
- 1996 –1998 Student Editor, SIG Computer Human Interaction SIGCHI Bulletin

Professional Service

Tenure Letters

- 2016 External Tenure Letter Writer for faculty member of School of Business, McMaster University
- 2016 External Tenure Letter Writer for faculty member of Department of Library and Information Science, The Catholic University of America
- 2015 External Tenure Letter Writer for faculty member of School of Communication and Information, Rutgers University
- 2013 External Tenure Letter Writer for faculty member of College of Information Science and Technology, Drexel University
- 2013 External Tenure Letter Writer for faculty member of Graduate School of Management, University of Haifa
- 2012 External Tenure Letter Writer for faculty member of Faculty of Social Sciences, Bar-Ilan University
- 2012 External Tenure Letter Writer for faculty member of Henry B. Tippie College of Business, The University of Iowa
- 2012 External Tenure Letter Writer for faculty member of School of Business, North Carolina Central University
- 2010 External Tenure Letter Writer for faculty member of School of Business Administration, Bar Ilan University, Israel
- 2009 External Tenure Letter Writer for faculty member of Computer Information Systems Department, Bentley University

Professional Service**Ad hoc Reviewing**

- 2016 Reviewer, IEEE Systems, Man and Cybernetics, Computers in Human Behavior, International Journal of Human Computer Interaction, Cornell Hospitality Review
- 2015 Reviewer, Transactions on Intelligent Systems and Technology, Journal of Organizational Computing and Electronic Commerce, European Journal of Marketing, Journal of Information Management, Transactions on Management Information Systems
- 2014 Reviewer, MIS Quarterly, Journal of Organizational Computing and Electronic Commerce, Computers in Human Behavior, Journal of Documentation, IEEE Systems, Man and Cybernetics, Tourism Management
- 2013 Reviewer, Technological Forecasting & Social Change, IEEE Systems, Man and Cybernetics, International Journal of Electronic Commerce, ACM Transactions on the Web, Journal of Interactive Marketing, Journal of Electronic Commerce Research (2x), Electronic Commerce Research, Communications of the Association for Information Systems, Transactions on Computer-Human Interaction, Information Research, Information and Management
- 2012 Reviewer, Electronic Commerce Research, International Journal of Information Management, Journal of Information Science, Communication Research, International Journal of Internet Science, Journal of Organizational Computing and Electronic Commerce, Social Science Computer Review, Information Research, MIS Quarterly, Journal of Organizational Computing and Electronic Commerce, Library and Information Science, IEEE Transactions on Multimedia, Advances in Human-Computer Interaction (2x), Journal of Theoretical and Applied Electronic Commerce Research (3x), ACM Transactions on Computer-Human Interaction
- 2011 Reviewer, IEEE Transactions on Multimedia, Information Technology and People, Journal of Computer-Mediated Communication (2x), Sage Publishing, Electronic Commerce Research, International Journal of Electronic Commerce, Journal of Interactive Marketing (2x), ACM Transactions on the Web, ACM Transactions on Computer-Human Interaction
- 2010 Reviewer, International Journal of Information Management (2x), ACM Transactions on the Web, Social Science Computing Review, MIS Quarterly, International Journal of Human-Computer Studies, PLoS One, Information Research, Netherlands Organisation for Scientific Research, Computing Surveys, Information Sciences, Future Internet, International Information and Library Review, International Journal of Internet Science, Behaviour & Information Technology, Journal of Media Economics
- Reviewer Award**
- 2010 Reviewer, Internet Research
- 2009 Reviewer, The Computer Journal, ACM Transactions on the Web, International Journal of Electronic Commerce, Data & Knowledge Engineering Journal, ACM Transactions on Information Systems

Professional Service

Ad hoc Reviewing

- 2008 Reviewer, Journal of the Academy of Marketing Science, ACM Transactions on the Web, ACM Transactions on Information Systems, Decision Support Systems, New Media & Society, IEEE Internet Computing, Journal of Service Science and Management, IEEE Transactions on Professional Communication, International Journal of Knowledge Management Studies
- 2007 Reviewer, Simulation Modelling Practice and Theory, ACM Transactions on Information Systems
- 2006 Reviewer, Journal of Information Science, ACM Transactions on Information Systems
- 2005 Reviewer, Journal of Medical Internet Research, ACM Transactions on Information Systems
- 2005 Reviewer, IEEE Systems, Man and Cybernetics Journal, Computer Networks Journal
- 2004 Reviewer, Information Retrieval, Information Processing & Management, Journal of Web Engineering, Journal of Library & Information Science Research
- 2003 Reviewer, IEEE Proceedings-Software, Information Processing & Management
- 2002 Reviewer, Journal of Informing Science, Information Processing & Management, The World Wide Web Journal
- 2001 Reviewer, International Journal of Human Computer Studies, Information Processing & Management
- 1999 Reviewer, Information Processing & Management
- 1998 Reviewer, Computer Science Education Journal, Information Processing & Management

Professional Service

Grant Reviewing

- 2015 Reviewer, Qatar Research Program, Qatar Foundation
- 2014 Reviewer, grant panelist for National Science Foundation, CISE Research Infrastructure (CRI) program February 2014.
- 2013 Reviewer for grant proposal for Reviewer, American Association for the Advancement of Science (AAAS) Research Competitiveness Program Grant Proposal for funding through the Maine Technology Institute's Development Awards
- 2012 Reviewer, Army Research Lab Grant Proposal

Professional Service**Grant Reviewing**

- 2011 Reviewer, National Science Foundation Grant Proposal
- 2011 Reviewer, American Association for the Advancement of Science (AAAS) Research Competitiveness Program Grant Proposal for funding through the Maine Technology Institute's Development Awards
- 2010 Reviewer, Standard Research Grants program of the Social Sciences and Humanities Research Council of Canada (SSHRC) Grant Proposal
- 2010 Reviewer for grant proposal for Reviewer, American Association for the Advancement of Science (AAAS) Research Competitiveness Program Grant Proposal for funding through the Maine Technology Institute's Development Awards
- 2008 Reviewer, Israel Science Foundation Grant Proposal
- 2007 Reviewer, Air Force Office of Scientific Research Grant Proposal
- 2007 Reviewer, Israel Science Foundation Grant Proposal
- 2004 Grant Reviewer, Arts and Humanities Research Board Grant Proposal, Whitefairs, Lewins Mead, Bristol, UK, BS1 2AE

Professional Service**Other**

- 2016 Special Issue on Computational Advertising, IEEE Intelligent Systems. Guest Editors: Yanwu Yang, Huazhong University of Science and Technology, China; Yinghui Yang, University of California, Davis, US; Bernard J. Jansen, Qatar Computing Research Institute, HBKU; Mounia Lalmas, Yahoo Labs, UK.
- 2016 – 2007 Academic Panelist for The Google Online Marketing Challenge (<http://www.google.com/onlinechallenge/>). Based on registrations from more than 100 countries and more than 11,000 student teams, the Challenge may be the largest, worldwide educational course ever done.
- 2015 External Examiner for Spanish PhD thesis (Universitat Pompeu Fabra Barcelona)
- 2014 – 2013 Faculty Advisor for the Penn State Digital Marketing Association
- 2012 External Examiner for Australian PhD thesis (Queensland University of Technology)
- 2012 - 2011 Member, Research Committee, Search Engine Marketing Professional Organization (SEMPO)

Professional Service

Other

- 2011 – 2009 Chair of the American Society for Information Science and Technology (ASIST) Information Science Education Committee
- 2010 Reviewer, Cambridge University Press book proposal
- 2010 Reviewer, Cambridge University Press book proposal
- 2010 External Examiner for Australian PhD thesis (University of Sydney)
- 2009 – 2006 Chair of the American Society for Information Science and Technology (ASIST) Information Science Education Committee Dissertation Jury
- 2008 External Examiner for Australian PhD thesis (The University of New South Wales)
- 2008 External Examiner for Australian PhD thesis (The University of New South Wales)
- 2008 Guest Editor, International Journal of Electronic Business (IJEB). Special Issue on Sponsored Search
- 2007 External Examiner for Australian PhD thesis (Monash University)
- 2007 Guest Editor, with Andy Edmond, Kirstie Hawkey, Melanie Kellar, and Don Turnbull. Journal of Web Engineering. Special Issue on Logging Traces of Web Activity
- 2006 Guest Editor, Bulletin of the American Society for Information Science and Technology. Special Issue on Paid Search, January 2006
- 1995 -1994 President, Computer Science Graduate Students Association, Texas A&M University, College Station, Texas.

Professional Service

Conference Activities

- 2016 Chair, Program Committee, The Second International Workshop on Online Social Networks Technologies (OSNT-2016), 13th ACS/IEEE International Conference on Computer Systems and Applications AICCSA 2016. 29 November - 2 December.
- 2016 Chair, Program Committee, The Third International Workshop on Social Networks Analysis, Management and Security (SNAMS - 2016), The 4th International Conference on Future Internet of Things and Cloud (FiCloud-2016), Vienna, Austria. 22-24 August.
- 2016 Reviewer, Papers and Posters, 79th Annual Meeting of the American Society for Information Science and Technology (ASIST 2016). Copenhagen, Denmark. 14-18 October.

Professional Service**Conference Activities**

- 2015 Program Committee, 7th International Joint Conference on Knowledge Discovery, Knowledge Engineering and Knowledge Management, Lisbon, Portugal. 12-14 Nov.
- 2015 Meta-Reviewer, Papers and Posters, 78th Annual Meeting of the American Society for Information Science and Technology (ASIST 2015). St. Louis, Mo. 6-10 November.
- 2015 Reviewer, ACM CHI Conference on Human Factors in Computing Systems, Seoul, South Korea. 18-23 April.
- 2014 Reviewer, Papers and Posters, 77th Annual Meeting of the American Society for Information Science and Technology (ASIST 2014). Montreal, Canada. 31 October - 4 November.
- 2014 Program Committee: 3rd International Information Systems for Crisis Response and Management Conference (ISCRAM 2014), State College, PA. May 2014.
- 2014 Reviewer, ACM CHI Conference on Human Factors in Computing Systems, Toronto, Canada. 26 April – 1 May.
- 2013 Reviewer, Papers, 76th Annual Meeting of the American Society for Information Science and Technology (ASIST 2013). Montreal, Canada. 1-6 November.
- 2013 Reviewer, Posters, 76th Annual Meeting of the American Society for Information Science and Technology (ASIST 2013). Montreal, Canada. 1-6 November.
- 2013 Reviewer, 22nd International World Wide Web Conference (WWW 2013). 13th-17th, May, Rio de Janeiro, Brazil.
- 2013 Program Committee: European Conference on Information Retrieval (ECIR 2013) Workshop on Group Membership and Search (GRUMPS), 24 March, Moscow, Russia
- 2013 Program Committee: Sixth ACM WSDM Conference on Web Search and Data Mining Workshop on Web Search Click Data, 4-8 February, Rome, Italy.
- 2012 Program Committee: Fourth Information Interaction in Context Conference (IIIX 2012), Nijmegen, the Netherlands, 21-24 August 2012.
- 2011 Session Track Chair, 74th Annual Meeting of the American Society for Information Science and Technology (ASIST 2011). 9-13 October. New Orleans, LA.
- 2011 Program Committee, iConference. Toronto, Canada, 7-10 February.
- 2011 Program Committee: 33rd European Conference on Information Retrieval (ECIR 2011), Best Paper Committee, Dublin, Ireland, 19-21 April 2011

Professional Service**Conference Activities**

- 2011 Program Committee: 33rd European Conference on Information Retrieval (ECIR 2011), Workshop on Information Retrieval Over Query Sessions, Dublin, Ireland, 19-21 April 2011.
- 2011 Program Committee: 12th ACM Conference on Electronic Commerce (EC11). San Jose, CA. 5-9 June.
- 2011 Program Committee: Conference on Multilingual and Multimodal Information Access Evaluation (CLEF 2011). Amsterdam, the Netherlands, 19-22 September 2011.
- 2011 Program Committee: 33rd European Conference on Information Retrieval (ECIR 2011). Dublin, Ireland. 18-21 April.
- 2010 Program Committee, American Society for Information Science and Technology Annual Meeting 2010. Pittsburgh, PA. 22-27 October.
- 2010 Program Committee: Conference on Multilingual and Multimodal Information Access Evaluation (CLEF 2010). Padua, Italy, 20-23 September.
- 2010 Program Committee: LREC 2010 Workshop on Web Logs and Question Answering (WLQA2010). Malta, 22 May.
- 2010 Program Committee: 32st European Conference on Information Retrieval (ECIR 2010). Keynes, UK. 28-31 March.
- 2009 Program Committee: Web Information and Data Management. 19th International Conference on Information and Knowledge Management (CIKM 2009). Hong Kong. 6 November.
- 2009 Program Committee: Workshop on the Analysis of System Logs. 22nd ACM Symposium on Operating Systems Principles. Big Sky, MT. 14 October.
- 2009 Program Committee: Collaborative Information Behavior. GROUP 2000. Sanibel Island, Florida. 10 May.
- 2009 Program Committee: Qualitative and Quantitative Methods in Libraries International Conference (QQML2009). Chania, Crete, Greece, 26-29 May.
- 2009 Program Committee: 31st European Conference on Information Retrieval (ECIR 2009). Toulouse, France. 6-9 April.
- 2009 Reviewer, ACM Conference on Computer Human Interaction 2009 (CHI 2009), Boston, MA, 4 – 9 April.
- 2008 Reviewer, 18th Conference on Information and Knowledge Management (CIKM 2008). Napa Valley, California. 26-30 October.

Professional Service**Conference Activities**

- 2008 Program Committee: Workshop on Human-Computer Interaction and Information Retrieval (HCIR 2008). Redmond, Washington. 23 October.
- 2008 Program Committee: 1st Information Interaction in Context Symposium (IiX 2008). London, United Kingdom. 14-17 October.
- 2008 Program Committee: 2008 Ad Auctions Workshop. ACM Conference on Electronic Commerce in Chicago, IL. 8-9 July.
- 2008 Reviewer, Southern Association for Information Systems Conference (SAIC 2008), Richmond, VA, USA 13–15 March.
- 2007 Program Committee, IEEE International Conference on Intelligence and Security Informatics 2007 (ISI 2007), New Brunswick, New Jersey. 23-24 May, 2007
- 2007 Reviewer, Graphics Interface 2007, Montréal, Canada, 28 – 30 May 2007.
- 2007 Reviewer, American Society for Information Science and Technology Annual Meeting 2007. Milwaukee, Wisconsin. 18-25 October.
- 2007 Program Committee, 8th World Congress on the Management of eBusiness. Toronto, Canada. 11-13 July.
- 2007 Program Committee, WWW'07 Workshop on Query Log Analysis: Social and Technological Challenges. World Wide Web 2007, Banff, Alberta, Canada. 8 May.
- 2007 Program Committee, WWW'07 Workshop on Sponsored Search. World Wide Web 2007, Banff, Alberta, Canada. 8 May.
- 2007 Program Committee, Chi'07 Workshop on Exploratory Search and HCI: Designing and Evaluating Interfaces to Support Exploratory Search Interaction. ACM CHI2005, Conference on Human Factors in Computing Systems (CHI'07), San Jose, CA. 29 April 2007.
- 2007 Program Committee, IEEE Intelligence and Security Informatics Conference (ISI 2007), New Brunswick, NJ. 23 – 24 May, 2007.
- 2006 Program Committee: 2006 Research Symposium of the Special Interest Group on Human-Computer Interaction. American Society for Information Science and Technology. Austin, Texas. 5 November 5, 2006
- 2006 Reviewer, Hawaii International Conference on System Sciences 2007. Waikoloa, Big Island, Hawaii. 3-6 January, 2007.
- 2006 Program Committee: IEEE Information Technology: New Generations (ITNG) 2006, Las Vegas, NV. 16 -19 April 2007.

Professional Service

Conference Activities

- 2006 Reviewer for SIGIR 2006 Workshop on Evaluating Exploratory Search Systems. The 29th Annual International ACM SIGIR Conference on Research & Development on Information Retrieval (SIGIR2006). 6-11 August. Seattle, Washington.
- 2006 Program Committee: 4th International Conference on Information Technology: New Generations, 16-19 April, 2007, Las Vegas, Nevada.
- 2006 Program Committee: 1st Information Interaction in Context Symposium (IiX symposium). Copenhagen, Denmark. 18-20 October 2006.
- 2006 Program Committee: IEEE Information Technology: New Generations (ITNG) 2006, Las Vegas, NV. 10 – 12 April 2006.
- 2006 Reviewer, The Fourth Annual Pre-ICIS Workshop on HCI Research in MIS, International Conference on Information Systems, 2005.
- 2006 Reviewer, Human Factors and Ergonomics Society 49th Annual Meeting, 2005.
- 2006 Program Committee: IEEE 6th International Conference on Information Technology, Coding and Computing. Las Vegas, Nevada. 5-7 April 2005.
- 2006 Program Committee: the 5^h International Conference on Conceptions of Library and Information Science, Glasgow, Scotland, 6-9 June 2005.
- 2006- 2002 Reviewer, ACM SIGIR International Conference on Information Retrieval.
- 2006 Session Track Co-chair, Web Searching Sessions (Three tracks), the IEEE 5th International Conference on Information Technology, Coding and Computing. Las Vegas, Nevada. 4-6 April 2005.
- 2005 Program Committee, IEEE 6th International Conference on Information Technology, Coding and Computing. Las Vegas, Nevada. 5-7 April, 2005.
- 2005 Program Committee, the 5^h International Conference on Conceptions of Library and Information Science, Glasgow, Scotland, 6-9 June 2005.
- 2004 Session Track Co-chair, Web Searching Sessions (Three tracks), the IEEE 5th International Conference on Information Technology, Coding and Computing. Las Vegas, Nevada. 5-7 April, 2004.
- 2004 Reviewer, ACM CHI2005, Conference on Human Factors in Computing Systems
- 1998 Session Moderator, New Engineering Educators Conference, June 1998, Seattle, Washington.
- 1998 Co-organizer for ACM Computer Science Education Research Competition, February 1998, Atlanta, Georgia.

Professional Service**Conference Activities**

- 1998 Reviewer, New Engineering Educators Conference
- 1998 Reviewer, American Society for Engineering Education National Conference
- 1997 Session Moderator for American Society for Engineering Education National Conference, June 1997, Milwaukee, Wisconsin.

Advisory Boards

- Current - 2012 CLAK Impressions <http://www.linkedin.com/company/clak-impressions>
- Current - 2010 The Pennsylvania Technical Assistance Program (PennTAP), <http://penntap.psu.edu/action-council/>
- Current - 2010 Innoblue, <http://innoblue.org/>
- 2016 - 2007 Global Academic Panel, Google Online Marketing Challenge, <http://www.google.com/onlinechallenge/discover/judging-panel.html>
- 2012 - 2010 Chief Marketing Officer (CMO Council) Advisory Board for research initiative, Localize to Optimize Sales Channel Effectiveness
- 2012 - 2010 Jabbit Board of Advisors, <http://www.jabbit.com/>

Invited Talks (Selected)

- Keynote** Keynote, 2016 Sixth National Doctoral Forum of Information Science, 7-18 July 2016, Tianjin, China.
<http://jimjansen.blogspot.qa/2016/07/keynote-speaker-at-2016-sixth-national.html>
- Keynote** Keynote, The 7th International IEEE on Information and Communication Systems (ICICS 2016), 5-7 April, Irbid, Jordan.
- Keynote** Keynote, The 10th International ACM Conference on Ubiquitous Information Management and Communication (IMCOM 2016), 4-6 January, Danang, Vietnam.
<http://jimjansen.blogspot.qa/2015/12/imcom-2016-keynote-transformed-role-of.html>
- Presentation, Sungkyunkwan University (Sowan Campus), 23 April 2015, Seoul, South Korea. <http://jimjansen.blogspot.com/2015/04/visit-to-department-of-interaction.html>
- Presentation, National Research University Higher School of Economics, 10 March 2014, St. Petersburg, Russia
<http://jimjansen.blogspot.com/2014/03/presentation-at-national-research.html>

Invited Talks (Selected)

Presentation, Yandex, 11 March 2014, St. Petersburg Russia.

<http://jimjansen.blogspot.com/2014/03/visit-to-yandex-headquarters-in-st.html>

Presentation, Sungkyunkwan University (Sowan Campus), 20-21 June 2013, Seoul, South Korea.

<http://jimjansen.blogspot.com/2013/06/research-workshop-discussion-on-web.html>

Presentation, Library and Information Science Department and College of Information and Media, Duksung Women's College, 19 June 2013, Seoul, South Korea.

<http://jimjansen.blogspot.com/2013/06/theoretical-constructs-of-searching-and.html>

Presentation, Library and Information Science Department, College of Liberal Arts, Sungkyunkwan University, 18 June 2013, Seoul, South Korea.

<http://jimjansen.blogspot.com/2013/06/keyword-advertising-research.html>

Presentation, Qatar Computer Research Institute, 24-29 April 2013, Doha, Qatar.

<http://jimjansen.blogspot.com/2013/04/research-presentation-to-folks-at-qatar.html>

Presentation, Department of Decision Sciences, College of Business and Public Administration, Old Dominion University, 14-15 April 2013, Norfolk, VA.

<http://jimjansen.blogspot.com/2013/04/keyword-advertising-presentation-to.html>

Presentation, Google Online Marketing Challenge Workshop, The University of Illinois at Urbana-Champaign, 11 March 2013.

<http://jimjansen.blogspot.com/2013/03/gomc-presentation-to-students-at.html>

Keynote

Presentation, Casual Living Conference 2012, 22-24 February 2012, Sarasota, FL.

<http://accentsandfurnishings.com/conferences/casuallivingconference/2012/index.html>

Keynote, The Direct Marketing Association of Washington (DMAW) Professor Institute. 3-4 January 2012, Washington. DC.

http://www.dmawef.org/Professors_Page/Professors_Page.html

Presentation, Advance 2011: Rediscovering the Customer. 20-22 September 2011, San Diego, CA. <http://www.idanalytics.com/advance2011/>

Webinar, Web Analytics Webinar for the American Society for Information Science and Technology, 17 June 2011. <http://asist.org/Conferences/webinars/2011/web-analytics.html>

Keynote

Keynote, Buying and Selling eContent 2011. 28 March 2011, Scottsdale, AR. <http://www.buy-sell-econtent.com/2011/Speakers/JimJansen.aspx>

Presentation, Evri (semantic news aggregation company). 10 February 2011, Seattle, WA <http://jimjansen.blogspot.com/2011/02/visit-to-evri-semantic-news-aggregation.html>

Presentation, IMPAQT (search engine marketing agency). 10 November 2010, Pittsburgh, PA. <http://jimjansen.blogspot.com/2010/11/visit-to-search-engine-marketing.html>

Invited Talks (Selected)

Presentation, Yahoo! Research Lab. 9 November 2010, New York, New York.
<http://jimjansen.blogspot.com/2010/11/visit-to-yahoo-research-labs-new-york.html>

Presentation, School of Communication and Information, Rutgers University. 8 November 2010, New Brunswick, NJ.

University-wide Presentation, Ryerson University, 18 October 2009, Toronto, Canada.

Presentation, Query Log Analysis: From Research to Best Practice 2009/ 27-28 May. London, UK. Funded by European Union project on Evaluation, Best Practices and Collaboration for Multilingual Information Access.
<http://ir.shef.ac.uk/cloughie/qlaw2009/index.html>

Presentation, Query Log Analysis: From Research to Best Practice 2009/ 27-28 May. London, UK. Funded by European Union project on Evaluation, Best Practices and Collaboration for Multilingual Information Access.
<http://ir.shef.ac.uk/cloughie/qlaw2009/index.html>

Presentation, Google. 30 October 2008. Mountain View, CA.

Presentation, IMPAQT (search engine marketing agency). 28 October 2008, Pittsburgh, PA.
<http://jimjansen.blogspot.com/2008/10/visit-to-sem-impact.html>

Presentation, Mahalo (a human power search engine). 6 July 2008, Los Angeles, CA.
<http://jimjansen.blogspot.com/2008/07/mahalo-human-power-search-engine.html>

Presentation, Pepperjam (search engine marketing agency). 24 June 2008, Wilkes-Barre, PA. <http://jimjansen.blogspot.com/2008/06/visit-to-pepperjam.html>

Presentation, School of Communication and Information, Rutgers University. 2 September 2005, New Brunswick, NJ.

Presentation, College of Information, University of North Texas, 15 June 1998. Denton, TX

Membership in Professional Societies

American Society for Information Science and Technology (ASIST)

Armed Forces Communications and Electronics Association (AFCEA)

Association for Computing Machinery (ACM)

The Institute of Electrical and Electronics Engineers (IEEE)
Societies: Computer Society

Keynote

Professional Experience

Numerous **consulting projects** and **expert witnessing** (class action suits, patent litigation, and civil litigation)

US Army Officer (2002 – 1985): Held various command and staff positions of progressively increasing responsibility. Responsible for vision articulation, planning, directing, and day-to-day management of organizations ranging in size from 10 to over 200 personnel. Served in numerous locations in the United States, Europe, Central America, and the Far East as a communication officer. Responsible for the planning and installation of various types of communication systems including radio, telephone, computer and other digital networks. Served with the 8th U.S. Army Y2K Operational Evaluation Team validating critical information management systems. Responsible for the long term planning, developing, and budgeting of communication systems of all types for the U.S. Forces stationed on the Korean Peninsula. Responsible for a 22-person division that develops photographic, graphical, audio-visual and multimedia material for the U.S. Army War College.

Security Clearance

TS-SCI: Cleared for Top Secret information and granted access to Sensitive Compartmental Information based on a single scope background investigation by the Defense Security Service, Office of Personnel Management on 17 March 2011.

Appendix B Testimony Cases

Year	Deliverables	Retained by	Case
2016	Testimony Deposition	Plaintiff	ERIN ANDREWS, Plaintiff, vs MARRIOTT INTERNATIONAL, INC., a Delaware Corporation; WESTEND HOTEL PARTNERS, LLC dba NASHVILLE MARRIOTT AT VANDERBILT UNIVERSITY, a Delaware Limited Liability Company, and MICHAEL DAVID BARRETT, an individual, Defendants. CASE NO. 11C4831, which is pending in the Circuit Court for Davidson County Tennessee at Nashville. Law Firm: Greene Broillet & Wheeler LLP
2015	Deposition	Plaintiff	ENCORE MEDIA METRICS, LLC fka SPUR DIGITAL L.P., dba SPUR INTERACTIVE and STEVE LATHAM VS ADOMETRY, INC. fka CLICK FORENSICS, INC. Cause 2012-44351 / Court: 281. (The District Court of Travis County, Texas.) Law Firm: Watts & Guerra LLP and DiNovo Price Ellwanger & Hardy LLP
2014	Deposition	Defendant	M.B. AS NEXT FRIEND OF J.B., A MINOR <i>Plaintiffs</i> , V. CAMP STEWART FOR BOYS, INC., AMERICAN INSTITUTE FOR FOREIGN STUDY, INC. D/B/A CAMP AMERICA, AND SCOTT ASH JAMES ZIRUS <i>Defendant</i> . NO. 5:12-CV-1133 (Western District of Texas) Law Firm: Rymer, Moore, Jackson, & Echols PC
2014	Testimony, Deposition	Defendant	REAL LOCAL PAGE PARTNERS, LLC, Claimant, v. PAYMENT ALLIANCE INTERNATIONAL, INC., Respondent & PAYMENT ALLIANCE INTERNATIONAL, INC. Counter-Claimant, v. REAL LOCAL PAGE PARTNERS, LLC, Counter-Respondent. CASE NO. 32 147 Y 0021413. AMERICAN ARBITRATION ASSOCIATION, MIAMI, FLORIDA Law Firm: Kirkland & Ellis LLP
2013	Deposition	Plaintiff	CABLE WHOLESALE.COM, INC. v. SF CABLE, INC. Case No. CV 11-2966 EMC (Northern District of California) Law Firm: Law Offices of James G. Schwartz P.C.

Appendix C Documents Referenced

Web Services

- Alexa www.alexacom/
- Bing Search Engine <https://www.bing.com/>
- Compete <https://www.compete.com/>
- Google Keyword Tool <https://adwords.google.com/KeywordPlanner>
- Google Search Engine www.google.com/
- Google Trends <https://www.google.com/trends/>
- Microsoft Bing Keyword Tool www.bing.com/toolbox/keywords
- Million Short <https://millionshort.com/>
- SimiliarWeb www.similarweb.com/
- SpyFu www.spyfu.com/
- W3Snoop <http://www.w3snoop.com/>

Documents

- Agarwal, D., Chen, B. C., and Wang, X. *Multi-faceted ranking of news articles using post-read actions*. In Proc. of CIKM, ACM (2012), 694-703.
- Aikat, D. *News on the web: usage trends of an on-line newspaper*. Convergence: The International Journal of Research into New Media Technologies 4, 4 (Dec. 1998), 94-110.
- BBC News https://en.wikipedia.org/wiki/BBC_News
- Castillo, C., El-Haddad, M., Pfeffer, J., & Stempeck, M. (2014, February). *Characterizing the life cycle of online news stories using social media reactions*. In Proceedings of the 17th ACM conference on Computer supported cooperative work & social computing (pp. 211-223). ACM.
- Complaint, VIRGINIA L. GIUFFRE, Plaintiff, v. GHISLAINE MAXWELL, Defendant. CASE NO. 1:15-cv-07433
- Daily Mirror https://en.wikipedia.org/wiki/Daily_Mirror
- GIUFFRE001120
- GM_00068 (Gow E-Mail)
- <http://digitalmeasurement.nielsen.com/files/metrics-guidelines.pdf>
- <http://www.ebizmba.com/articles/news-websites>
- <http://www.mirror.co.uk/news/uk-news/prince-andrews-pal-ghislaine-maxwell-5081971>
- <http://www.nydailynews.com/news/world/alleged-madame-accused-supplying-prince-andrew-article-1.2065505>
- <http://www.pewresearch.org/fact-tank/2014/02/03/6-new-facts-about-facebook/>
- https://www.google.com/advanced_search
- <https://www.thesun.co.uk/archives/news/6754/prince-andrews-pal-ghislaine-groped-teen-girls/>
- Mail Online https://en.wikipedia.org/wiki/Mail_Online
- Power Law https://en.wikipedia.org/wiki/Power_law
- Snowball sampling https://en.wikipedia.org/wiki/Snowball_sampling

- Tatar, A., de Amorim, M. D., Fdida, S., & Antoniadis, P. (2014). A survey on predicting the popularity of web content. *Journal of Internet Services and Applications*, 5(1), 1.
- Teevan, J., Adar, E., Jones, R. and Potts, M. (2006). History repeats itself: repeat queries in Yahoo's logs. In *Proceedings of the 29th annual international ACM SIGIR conference on Research and development in information retrieval (SIGIR '06)*. ACM, New York, NY, USA, 703-704.
- The Independent https://en.wikipedia.org/wiki/The_Independent
- The Times https://en.wikipedia.org/wiki/The_Times
- Triangulation (social science)
http://en.wikipedia.org/wiki/Triangulation_%28social_science%29
- www.theguardian.com/media/2016/mar/17/independent-mirror-express-and-star-suffer-s-harp-fall-in-traffic

EXHIBIT 25
(Filed Under Seal)

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

VIRGINIA L. GIUFFRE.

Plaintiff,

v.

GHISLAINE MAXWELL

Defendants

15-cv-07433-RWS

EXPERT REPORT

OF

PETER KENT

OCTOBER 28TH, 2016

Slave, Virginia Roberts Lies, Virginia Giuffre Lies, Virginia Roberts Giuffre Lies, Virginia Roberts Untrue, Virginia Giuffre Untrue, Virginia Roberts Giuffre Untrue, Virginia Roberts Liar, Virginia Giuffre Liar, Virginia Roberts Giuffre Liar, Virginia Roberts Ross Gow, Virginia Giuffre Ross Gow, Virginia Roberts Giuffre Ross Gow, Virginia Roberts Ross dishonest, Virginia Giuffre Ross dishonest, Virginia Roberts Giuffre dishonest, victims refuse silence sex slave

32. However, nowhere in his report does Mr. Anderson explain why these 26 search terms are important, beyond the fact that, he claims incorrectly, searching the major search engines with these phrases results in links to Web pages that contain allegedly defamatory material. However, this is true of literally thousands of different search phrases – it’s a simple task to create search terms to match particular pages – but he never explains why these particular 26 phrases are relevant.

33. As I explain below in detail, Mr. Anderson’s testimony is unreliable because it is *not* based on sufficient facts or data, nor is it the product of reliable principles and methods. Rather, it is seriously flawed in a number of ways.

1. Mr. Anderson’s Choice of Search Terms Is Arbitrary

34. Mr. Anderson, in his report, provides a list of 26 search terms (Page 7) that appear to have been chosen in an arbitrary manner; furthermore, Mr. Anderson does not explain how these search terms are relevant to this case. Most of the examples are rarely if ever searched upon, and return few, if any, relevant results (that is, links to pages that discuss or recount Defendant’s alleged defamatory statements).

35. Search terms are only relevant to this case if a searcher, wishing to find information about Plaintiff, would type the terms into a search engine. Mr. Anderson does not explain why such a person would type, for instance, the term *victims refuse silence sex slave*; in fact there seems no reason to believe that such a person would use this term. Why would someone wanting to research information about Plaintiff use the term *virginia roberts lies*, or *virginia roberts ross gow*? Mr. Anderson does not suggest any reason that somebody should use such terms. Indeed, these are terms unlikely to be used by anyone unfamiliar with this litigation or the fact that Defendant had denied Plaintiff’s original allegations. These are not terms likely to be used by Mr. Anderson’s “casual searcher” (“I conducted an investigation to determine the

106. However, this 3-step process (create pages, place them on Web sites, create links to the pages) is not very efficient, regardless of the fact that it is common in the ORM business. One should keep in mind that the primary goal of any business is maximizing profits, not efficiency. The 3-step process may be inefficient, but it has the advantage of increasing the income of ORM firms; rather than merely creating links, they can also charge for the creation and placement of Web pages. There is, however, an alternative strategy that some ORM firms in fact *do* use, as I describe later in this report.

2. The Problems With Mr. Anderson's Strategy

107. Mr. Anderson's strategy is unnecessarily expensive and complicated, for a number of reasons:

- Mr. Anderson exaggerates the number of Web pages (780) that must be pushed down in the search results
- Placing new Web pages on quality Web sites will be very difficult, and unnecessary
- Pushing the new Web pages up in the search results will be very difficult

a) Mr. Anderson Exaggerates the Number of Web Pages (780) That Must Be Pushed Down In The Search Results

108. Mr. Anderson has stated that 780 Web pages must be pushed down in the search results; he takes his 26 search phrases, and multiplies by 30 results (in theory 10 results per search-result page, over three pages, in order to push the "offending" pages down to the fourth page, though in some cases, in particular on Google, there may actually be fewer results on the first page, perhaps 8 or 9.) This is wrong for various reasons.

Most of the Search Terms Will be Used Infrequently If Ever

109. As noted earlier, most of Mr. Anderson's 26 search terms are infrequently if ever employed by searchers. Why, for instance, would it be necessary to push down offending Web pages in the results that the search engines provide for the term *victims refuse silence sex slave*, when this term is likely never used (and furthermore, that the search results contain no

EXHIBIT 26
(Filed Under Seal)

From: <ross@acuityreputation.com>
Date: 2 January 2015 at 20:38
Subject: Ghislaine Maxwell
To: Rossacuity Gow <ross@acuityreputation.com>
bcc: martin.robinson@mailonline.co.uk,
P.Peachey@independent.co.uk,
nick.sommerlad@mirror.co.uk,
david.brown@thetimes.co.uk,
nick.alway@bbc.co.uk,
jo-anne.pugh@bbc.co.uk

To Whom It May Concern,
Please find attached a quotable statement on behalf of Ms Maxwell.

No further communication will be provided by her on this matter.
Thanks for your understanding.
Best
Ross

Ross Gow
ACUITY Reputation

Jane Doe 3 is Virginia Roberts - so not a new individual. The allegations made by Victoria Roberts against Ghislaine Maxwell are untrue. The original allegations are not new and have been fully responded to and shown to be untrue.

Each time the story is re told it changes with new salacious details about public figures and world leaders and now it is alleged by Ms Roberts that Alan Dershowitz is involved in having sexual relations with her, which he denies.

Ms Roberts claims are obvious lies and should be treated as such and not publicised as news, as they are defamatory.

Ghislaine Maxwell's original response to the lies and defamatory claims remains the same. Maxwell strongly denies allegations of an unsavoury nature, which have appeared in the British press and elsewhere and reserves her right to seek redress at the repetition of such old defamatory claims.

Sent from my BlackBerry® wireless device

EXHIBIT 27
(Filed Under Seal)

PANEL: _____ A07. ASSIGNMENT HISTORY YEAR: 16
T234 Monday May 23, 2016 9:04 am
STDT: [REDACTED] ROBERTS, VIRGINIA L SCHL: 3390 GR: 10 ST: I

A	ENTRY	WITHDRAWAL P										E					
C	CD	DATE	OD	CD	DATE	R	PF	SY	CL	DS	SCHL	DESC	GR	PRS	ABS	UNX	Y
-	R02	101201	---	W26	030702	N	---	02	01	---	3390	SURVIVORS	10	56	31	---	Y
-	R02	092001	---	W02	101101	N	---	02	01	---	2331	ROYAL PALM HIG	10	13	1	---	-
-	EA1	081401	---	W32	092001	Z	---	02	A1	---	2192	WLLNGTN HS ADL	30	---	---	---	-
-	EA1	081600	---	W47	081301	Z	---	01	A1	---	2192	WLLNGTN HS ADL	30	---	---	---	Y
-	EA1	062100	---	W47	081500	Z	---	00	A1	---	2192	WLLNGTN HS ADL	30	---	---	---	Y
-	E01	081699	---	W03	081699	N	---	00	01	---	2331	ROYAL PALM HIG	10	---	---	---	-
-	E01	081998	---	W02	060999	P	---	99	01	---	0581	FOREST HILL HI	09	155	25	---	Y
-	E01	082097	---	W01	061098	R	---	98	01	---	2331	ROYAL PALM HIG	09	147	33	---	Y
-	E01	082097	---	W22	082097	N	---	98	01	---	2191	WELLINGTON HIG	09	---	---	---	-
-	R03	040797	---	W02	061197	P	---	97	01	---	1691	CRESTWOOD MID	08	40	5	---	Y
-	E01	082294	---	DNE	082294	N	---	95	01	---	1703	ROYAL PINES SC	06	---	---	---	-
-	E01	082393	---	W02	061094	P	---	94	01	---	1901	LOXAHATCHEE EL	05	167	13	---	Y
-	E01	082592	---	W01	061193	P	---	93	01	---	1901	LOXAHATCHEE EL	04	176	4	---	Y

PF1=HELP 3=EXIT 5=REFRESH 7=BKWD 8=FWD 9=NEXT PAGE 12=ESCAPE
PAGE FULL...CONTINUE.

TERML: I1B5

GM_00893

TO - DISTRICT: 0000050 PALM BEACH SCHOOL DISTRICT SCHOOL: 3390 COURSE INFORMATION FILE: SRTS121S
 GRADE LEVEL: 10 PREPARED DATE: 05/23/2016 CURRENT DISTRICT: 50 PALM BEACH SCHOOL PAGE 3
 CURRENT SCHOOL: 3390 SURVIVORS CHARTER SCHOOL

LEGAL NAME: ROBERTS, VIRGINIA L

DISTRICT: 50 SCHOOL: 0581 FORBST HILL HIGH
 YEAR: 1998-1999 GRADE LEVEL: 09

DISTRICT: 50 SCHOOL: 3390 NO COURSES TAKEN
 YEAR: 2000-2001 GRADE LEVEL: NA

T	COURSE#	COURSE TITLE	SUBJECT	CRSE	G	A	O	CREDIT
			AREA	FLAG	R	C	N	ATT./EARN
1	0500500	PERS,CAR,SCH DEV 1	EL		B	Z	N	0.50 0.50
1	0701320	FRENCH 1	FL	RJ	C	Z	N	0.50 0.50
1	1001340	ENG 2	EN	RJ	A	Z	N	0.50 0.50
1	1200380	ALG 1-B	MA	JR	F	Z	N	0.50 0.00
1	1900300	DRIVER ED CLASS	EL	B	B	Z	N	0.50 0.50
1	2000310	BIO 1	SC	RJ	A	Z	N	0.50 0.50
1	2109310	WORLD HIST	WH	RJ	C	Z	N	0.50 0.50
2	0500500	PERS,CAR,SCH DEV 1	EL		F	Z	N	0.50 0.00
2	0701320	FRENCH 1	FL	RJ	F	Z	N	0.50 0.00
2	0800300	HEALTH-LIF MGMT SK	LM	RJ	F	Z	N	0.50 0.00
2	1001340	ENG 2	EN	RJ	F	Z	N	0.50 0.00
2	1200380	ALG 1-B	MA	JR	F	Z	N	0.50 0.00
2	2000310	BIO 1	SC	RJ	F	Z	N	0.50 0.00
2	2109310	WORLD HIST	WH	RJ	F	Z	N	0.50 0.00

CREDIT, TERM: 7.00 3.00

GPA QTY PTS GPA QTY PTS
 DISTRICT-TERM: 1.2857 9.00 CUM: 1.5714 22.00
 STATE-TERM: 1.2857 9.00 CUM: 1.5714 22.00

1998-1999 ANNUAL DAYS-PRESENT: 155 ABSENT: 25
 SUMMER TERMS DAYS-PRESENT: 0 ABSENT: 0
 ACADEMICALLY PROMOTED

DISTRICT: 50 SCHOOL: 3390 NO COURSES TAKEN
 YEAR: 1999-2000 GRADE LEVEL: NA

GPA QTY PTS GPA QTY PTS
 DISTRICT-TERM: 1.4286 5.00 CUM: 1.5429 27.00
 STATE-TERM: 1.4286 5.00 CUM: 1.5429 27.00

1999-2000 ANNUAL DAYS-PRESENT: 0 ABSENT: 0
 SUMMER TERMS DAYS-PRESENT: U ABSENT: 0
 PROMOTION STATUS NOT APPLICABLE

GPA QTY PTS GPA QTY PTS
 DISTRICT-TERM: 1.4286 5.00 CUM: 1.5429 27.00
 STATE-TERM: 1.4286 5.00 CUM: 1.5429 27.00
 2000-2001 ANNUAL DAYS-PRESENT: 0 ABSENT: 0
 SUMMER TERMS DAYS-PRESENT: 0 ABSENT: 0
 PROMOTION STATUS NOT APPLICABLE

DISTRICT: 50 SCHOOL: 3390 SURVIVORS CHARTER SCHOOL
 YEAR: 2001-2002 GRADE LEVEL: 10

T	COURSE#	COURSE TITLE	SUBJECT	CRSE	G	A	O	CREDIT
			AREA	FLAG	R	C	N	ATT./EARN
1	0500530	PERS,CAR,SCH DEV 4	EL		C	Z	N	0.50 0.50
1	1001440	BUS ENG I	EN	J	B	Z	N	0.50 0.50
1	1205370	CONSUMER MATH	MA	C	C	Z	N	0.50 0.50
1	8300310	WORKPLACE ESSENTIAL	VO		B	Z	N	0.50 0.50
1	8301610	WORK EXP 1	VO		F	Z	N	0.50 0.00
1	8301650	WORK EXP-OJT	VO		F	Z	N	1.00 0.00

CREDIT, TERM: 3.50 2.00

GPA QTY PTS GPA QTY PTS
 DISTRICT-TERM: 1.4286 5.00 CUM: 1.5429 27.00
 STATE-TERM: 1.4286 5.00 CUM: 1.5429 27.00

2001-2002 ANNUAL DAYS-PRESENT: 69 ABSENT: 32
 SUMMER TERMS DAYS-PRESENT: 0 ABSENT: 0
 NOT ENROLLED IN DISTRICT K-12 AT END OF SCHOOL YEAR

EXHIBIT 28
(Filed Under Seal)

IMPORTANT MESSAGE

FOR J.E.

DATE 2/27/05 TIME 10:18 AM PM

M _____

OF Ms. Maxwell

PHONE/MOBILE _____

TELEPHONED	PLEASE CALL	
CAME TO SEE YOU	WILL CALL AGAIN	
WANTS TO SEE YOU	RUSH	
RETURNED YOUR CALL	SPECIAL ATTENTION	

MESSAGE She is home

SIGNED J. 1184

IMPORTANT MESSAGE

FOR J.E.

DATE 2/26/05 TIME 4:40 AM PM

M Geon Luc

OF _____

PHONE/MOBILE no phone #

TELEPHONED	PLEASE CALL	
CAME TO SEE YOU	WILL CALL AGAIN	
WANTS TO SEE YOU	RUSH	
RETURNED YOUR CALL	SPECIAL ATTENTION	

MESSAGE Please!

Call him

SIGNED J. 1184

IMPORTANT MESSAGE

FOR Teffy

DATE 2/28/05 TIME 12:30 AM PM

M _____

OF _____

PHONE/MOBILE _____

TELEPHONED	PLEASE CALL	
CAME TO SEE YOU	WILL CALL AGAIN	
WANTS TO SEE YOU	RUSH	
RETURNED YOUR CALL	SPECIAL ATTENTION	

MESSAGE She is home dining

if 2:30 is ok

we are needs to

stay in school

IMPORTANT MESSAGE

FOR Teffy

DATE 2/27/05 TIME 07:45 AM PM

M Geon Luc

OF _____

PHONE/MOBILE _____

TELEPHONED	PLEASE CALL	
CAME TO SEE YOU	WILL CALL AGAIN	
WANTS TO SEE YOU	RUSH	
RETURNED YOUR CALL	SPECIAL ATTENTION	

MESSAGE That he

called back

SAO01067

IMPORTANT MESSAGE

FOR J. E.

DATE 9/4/05 TIME 3:40 ^{AM} _{PM}

M _____

OF _____

PHONE/
MOBILE _____

TELEPHONED	<input checked="" type="checkbox"/>	PLEASE CALL	
CAME TO SEE YOU		WILL CALL AGAIN	
WANTS TO SEE YOU		RUSH	
RETURNED YOUR CALL		SPECIAL ATTENTION	

MESSAGE _____

SIGNED J. 1184

IMPORTANT MESSAGE

FOR Mrs. B. Maxwell

DATE 9/4/05 TIME 1:40 ^{AM} _{PM}

M _____

OF _____

PHONE/
MOBILE _____

TELEPHONED	<input checked="" type="checkbox"/>	PLEASE CALL	
CAME TO SEE YOU		WILL CALL AGAIN	
WANTS TO SEE YOU		RUSH	
RETURNED YOUR CALL		SPECIAL ATTENTION	

MESSAGE She will be here
at 3:00 with Sm. body.

SIGNED L. 1184

IMPORTANT MESSAGE

FOR J. E.

DATE 9/4/05 TIME 7:25 ^{AM} _{PM}

M _____

OF _____

PHONE/
MOBILE _____

TELEPHONED	<input checked="" type="checkbox"/>	PLEASE CALL	
CAME TO SEE YOU		WILL CALL AGAIN	
WANTS TO SEE YOU		RUSH	
RETURNED YOUR CALL		SPECIAL ATTENTION	

MESSAGE Canceled
She would like to speak
to you. I believe about
college

Should I schedule any
one else?

SIGNED J. 1184

IMPORTANT MESSAGE

FOR Mr. J. Epstein

DATE 9/4/05 TIME 2:08 ^{AM} _{PM}

M _____

OF _____

PHONE/
MOBILE _____

TELEPHONED	<input checked="" type="checkbox"/>	PLEASE CALL	
CAME TO SEE YOU		WILL CALL AGAIN	
WANTS TO SEE YOU		RUSH	
RETURNED YOUR CALL		SPECIAL ATTENTION	

MESSAGE _____

SIGNED L. 1184

SAO01089

IMPORTANT MESSAGE

FOR J.E.
 DATE 9/10/05 TIME 5:40 ^{AM}/_{P.M.}
 M. [REDACTED]
 OF _____
 PHONE/MOBILE _____

TELEPHONED	<input checked="" type="checkbox"/>	PLEASE CALL	
CAME TO SEE YOU		WILL CALL AGAIN	
WANTS TO SEE YOU		RUSH	
RETURNED YOUR CALL		SPECIAL ATTENTION	

MESSAGE I went to Sarah and made her water bottle and I went work out with G.M.

SIGNED J. 1184

IMPORTANT MESSAGE

FOR _____
 DATE _____ TIME _____ ^{AM}/_{P.M.}
 M. _____
 OF LADA
 PHONE/MOBILE _____

TELEPHONED		PLEASE CALL	
CAME TO SEE YOU		WILL CALL AGAIN	
WANTS TO SEE YOU		RUSH	
RETURNED YOUR CALL		SPECIAL ATTENTION	

MESSAGE The UNFINISHED LIFE is not playing yet. I got tickets for the Broken Flowers @ 9:30

SIGNED _____ 1184

IMPORTANT MESSAGE

FOR J.E.
 DATE 9/10/05 TIME 5:55 ^{AM}/_{P.M.}
 M. [REDACTED]
 OF _____
 PHONE/MOBILE _____

TELEPHONED	<input checked="" type="checkbox"/>	PLEASE CALL	
CAME TO SEE YOU		WILL CALL AGAIN	
WANTS TO SEE YOU		RUSH	
RETURNED YOUR CALL		SPECIAL ATTENTION	

MESSAGE She got messages she talk with Miles she will be at 12:30

SIGNED J. 1184

IMPORTANT MESSAGE

FOR J.E.
 DATE _____ TIME _____ ^{AM}/_{P.M.}
 M. _____
 OF Douglas
 PHONE/MOBILE _____

TELEPHONED		PLEASE CALL	
CAME TO SEE YOU		WILL CALL AGAIN	
WANTS TO SEE YOU		RUSH	
RETURNED YOUR CALL		SPECIAL ATTENTION	

MESSAGE Asked Jim to call review the report req. to floor. It takes several days to days...

SIGNED _____ SAO01092 1184

IMPORTANT MESSAGE

FOR J.E.
 DATE 9/11/05 TIME 9:15 ^{A.M.}_{P.M.}
 M. [REDACTED]
 OF _____
 PHONE/MOBILE _____

TELEPHONED	PLEASE CALL
CAME TO SEE YOU	WILL CALL AGAIN
WANTS TO SEE YOU	RUSH
RETURNED YOUR CALL	SPECIAL ATTENTION

MESSAGE
I got a car for

SIGNED J. 1184

IMPORTANT MESSAGE

FOR JE
 DATE _____ TIME _____ ^{A.M.}_{P.M.}
 M. _____
 OF N
 PHONE/MOBILE _____

TELEPHONED	PLEASE CALL
CAME TO SEE YOU	WILL CALL AGAIN
WANTS TO SEE YOU	RUSH
RETURNED YOUR CALL	SPECIAL ATTENTION

MESSAGE
 [REDACTED] hasn't confirmed
 [REDACTED] @ 11.00 yet so
 she is keeping [REDACTED]
 on hold in case [REDACTED]
 doesn't call back

SIGNED _____ 1184

IMPORTANT MESSAGE

FOR Mr. J. Epstein
 DATE 9/11/05 TIME 10:01 ^{A.M.}_{P.M.}
 M. George Holdsmith
 OF _____
 PHONE/MOBILE _____

TELEPHONED	<input checked="" type="checkbox"/> PLEASE CALL
CAME TO SEE YOU	WILL CALL AGAIN
WANTS TO SEE YOU	RUSH
RETURNED YOUR CALL	SPECIAL ATTENTION

MESSAGE

SIGNED J. 1184

IMPORTANT MESSAGE

FOR J.E.
 DATE 9/10/05 TIME 10:10 ^{A.M.}_{P.M.}
 M. [REDACTED]
 OF _____
 PHONE/MOBILE _____

TELEPHONED	PLEASE CALL
CAME TO SEE YOU	WILL CALL AGAIN
WANTS TO SEE YOU	RUSH
RETURNED YOUR CALL	SPECIAL ATTENTION

MESSAGE
 [REDACTED] will be at
11:11
 Do you want me to
 cancel [REDACTED]

SIGNED J. SAO01093 1184

IMPORTANT MESSAGE

FOR J.E.

DATE 2/27/05 TIME 10:18 AM PM

M _____

OF Ms. Maxwell

PHONE/
MOBILE _____

TELEPHONED	PLEASE CALL	
CAME TO SEE YOU	WILL CALL AGAIN	
WANTS TO SEE YOU	RUSH	
RETURNED YOUR CALL	SPECIAL ATTENTION	

MESSAGE She is home

SIGNED J. 1184

IMPORTANT MESSAGE

FOR J.E.

DATE 2/26/05 TIME 4:40 AM PM

M Geon Luc

OF _____

PHONE/
MOBILE no phone #

TELEPHONED	PLEASE CALL	
CAME TO SEE YOU	WILL CALL AGAIN	
WANTS TO SEE YOU	RUSH	
RETURNED YOUR CALL	SPECIAL ATTENTION	

MESSAGE Please!
Call him

SIGNED J. 1184

COPY

IMPORTANT MESSAGE

FOR Jeffrey

DATE 2/28/05 TIME 12:30 AM PM

M _____

OF _____

PHONE/
MOBILE _____

TELEPHONED	PLEASE CALL	
CAME TO SEE YOU	WILL CALL AGAIN	
WANTS TO SEE YOU	RUSH	
RETURNED YOUR CALL	SPECIAL ATTENTION	

MESSAGE She is home during
if 2:30 is ok
we are needs to
stay in school

SIGNED _____ 1184

IMPORTANT MESSAGE

FOR Jeffrey

DATE 2/27/05 TIME 07:45 AM PM

M Geon Luc

OF _____

PHONE/
MOBILE _____

TELEPHONED	PLEASE CALL	
CAME TO SEE YOU	WILL CALL AGAIN	
WANTS TO SEE YOU	RUSH	
RETURNED YOUR CALL	SPECIAL ATTENTION	

MESSAGE That he
called back

SIGNED _____ 1184

SAO01446

IMPORTANT MESSAGE

FOR J.E.
 DATE 9/4 TIME 9:01 ^{A.M.}/_{P.M.}
 M. [REDACTED]
 OF _____
 PHONE/MOBILE _____

TELEPHONED	PLEASE CALL	
CAME TO SEE YOU	WILL CALL AGAIN	
WANTS TO SEE YOU	RUSH	
RETURNED YOUR CALL	SPECIAL ATTENTION	

MESSAGE
- confirmed
at 11:00 AM
- 4:30 PM

SIGNED _____ 1184

IMPORTANT MESSAGE

FOR Jess Staley
 DATE 09/03/05 TIME 4:40 ^{A.M.}/_{P.M.}
 M. _____
 OF _____
 PHONE/MOBILE _____

TELEPHONED	PLEASE CALL	
CAME TO SEE YOU	WILL CALL AGAIN	
WANTS TO SEE YOU	RUSH	
RETURNED YOUR CALL	SPECIAL ATTENTION	

MESSAGE _____

SIGNED _____ 1184

IMPORTANT MESSAGE

FOR J.E.
 DATE 9/4/05 TIME 9:08 ^{A.M.}/_{P.M.}
 M. [REDACTED]
 OF _____
 PHONE/MOBILE _____

TELEPHONED	PLEASE CALL	
CAME TO SEE YOU	WILL CALL AGAIN	
WANTS TO SEE YOU	RUSH	
RETURNED YOUR CALL	SPECIAL ATTENTION	

MESSAGE It is O.K. for
[REDACTED] to stop by
and drop something?

SIGNED T. 1184

IMPORTANT MESSAGE

FOR Jeffrey
 DATE 09/03/05 TIME 4:40 ^{A.M.}/_{P.M.}
 M. [REDACTED]
 OF _____
 PHONE/MOBILE [REDACTED]

TELEPHONED	PLEASE CALL	
CAME TO SEE YOU	WILL CALL AGAIN	
WANTS TO SEE YOU	RUSH	
RETURNED YOUR CALL	SPECIAL ATTENTION	

MESSAGE _____

SAO01450

SIGNED _____ 1184

IMPORTANT MESSAGE

FOR M: J.E.

DATE 1/29/05 TIME 10:30 A.M. P.M.

M. [REDACTED]

IMPORTANT MESSAGE

FOR M: J.E.

DATE 1/29/05 TIME 10:10 A.M. P.M.

M. [REDACTED]



TELEPHONED	PLEASE CALL	
CAME TO SEE YOU	WILL CALL AGAIN	
WANTS TO SEE YOU	RUSH	
RETURNED YOUR CALL	SPECIAL ATTENTION	

MESSAGE _____

Please call her.

SIGNED [Signature] 1184

TELEPHONED	PLEASE CALL	
CAME TO SEE YOU	WILL CALL AGAIN	
WANTS TO SEE YOU	RUSH	
RETURNED YOUR CALL	SPECIAL ATTENTION	

MESSAGE _____

This is her new
call number - Please
call her

SIGNED [Signature] 1184

IMPORTANT MESSAGE

FOR J.E.

DATE 1/29/05 TIME 9:00 A.M. P.M.

M. Tele 2

OF _____

IMPORTANT MESSAGE

FOR J.E.

DATE 1/29/05 TIME 9:10 A.M. P.M.

M. [REDACTED]

OF _____



TELEPHONED	PLEASE CALL	
CAME TO SEE YOU	WILL CALL AGAIN	
WANTS TO SEE YOU	RUSH	
RETURNED YOUR CALL	SPECIAL ATTENTION	

MESSAGE _____

Please call her back

SIGNED [Signature] 1184

TELEPHONED	PLEASE CALL	
CAME TO SEE YOU	WILL CALL AGAIN	
WANTS TO SEE YOU	RUSH	
RETURNED YOUR CALL	SPECIAL ATTENTION	

MESSAGE _____

'I have a female
for him'

SIGNED [Signature] 1184

SAO01455

SC1184 1001

IMPORTANT MESSAGE

FOR J.E.
 DATE 9/3/05 TIME 8:50 A.M./P.M.

OF _____
 PHONE/MOBILE _____

TELEPHONED	PLEASE CALL	
CAME TO SEE YOU	WILL CALL AGAIN	
WANTS TO SEE YOU	RUSH	
RETURNED YOUR CALL	SPECIAL ATTENTION	

MESSAGE I left message for [redacted] to confirm for 11:00 AM and [redacted] for 4:30 PM

SIGNED T. 1184

IMPORTANT MESSAGE

FOR J.E.
 DATE 8/22/05 TIME 9:20 A.M./P.M.

OF _____
 PHONE/MOBILE _____

TELEPHONED	<input checked="" type="checkbox"/> PLEASE CALL	
CAME TO SEE YOU	WILL CALL AGAIN	
WANTS TO SEE YOU	RUSH	
RETURNED YOUR CALL	SPECIAL ATTENTION	

MESSAGE _____

SIGNED T. 1184

IMPORTANT MESSAGE

FOR J.E.
 DATE 9/4/05 TIME 17:55 A.M./P.M.

M _____
 OF _____

TELEPHONED	PLEASE CALL	
CAME TO SEE YOU	WILL CALL AGAIN	
WANTS TO SEE YOU	RUSH	
RETURNED YOUR CALL	SPECIAL ATTENTION	

MESSAGE She would like to reschedule her time.

SIGNED T. 1184

IMPORTANT MESSAGE

FOR J.E.
 DATE 8/22/05 TIME _____ A.M./P.M.

M GM
 OF _____
 PHONE/MOBILE _____

TELEPHONED	<input checked="" type="checkbox"/> PLEASE CALL	
CAME TO SEE YOU	WILL CALL AGAIN	
WANTS TO SEE YOU	RUSH	
RETURNED YOUR CALL	SPECIAL ATTENTION	

MESSAGE _____

SIGNED T. 1184

SAO01477

IMPORTANT MESSAGE

FOR Mr Epstein
DATE 02/02/03 TIME 8:54 A.M. P.M.
M. [REDACTED]

TELEPHONED	PLEASE CALL	
CAME TO SEE YOU	WILL CALL AGAIN	
WANTS TO SEE YOU	RUSH	
RETURNED YOUR CALL	SPECIAL ATTENTION	

MESSAGE Could
you please call back,
it's very important

SIGNED [REDACTED] 1184

IMPORTANT MESSAGE

FOR JE
DATE 01/02/03 TIME 16:30 A.M. P.M.
M. [REDACTED]

TELEPHONED	PLEASE CALL	<input checked="" type="checkbox"/>
CAME TO SEE YOU	WILL CALL AGAIN	
WANTS TO SEE YOU	RUSH	
RETURNED YOUR CALL	SPECIAL ATTENTION	

MESSAGE _____

SIGNED GM 1184

IMPORTANT MESSAGE

FOR GM
DATE _____ TIME _____ A.M. P.M.
M. _____
OF _____
PHONE AREA CODE NUMBER EXTENSION

TELEPHONED	PLEASE CALL	
CAME TO SEE YOU	WILL CALL AGAIN	
WANTS TO SEE YOU	RUSH	
RETURNED YOUR CALL	SPECIAL ATTENTION	

[REDACTED] PHONED
TO CONFIRM / COTW

SIGNED _____ 1184

IMPORTANT MESSAGE

FOR JE
DATE 01/02/03 TIME 21:06 A.M. P.M.
M. [REDACTED]

TELEPHONED	PLEASE CALL	<input checked="" type="checkbox"/>
CAME TO SEE YOU	WILL CALL AGAIN	
WANTS TO SEE YOU	RUSH	
RETURNED YOUR CALL	SPECIAL ATTENTION	

MESSAGE WANTS TO KNOW
IF SHE SHOULD RING
HER FRIEND [REDACTED]
W/TONIGHT

SIGNED [REDACTED] SAO01456 1184

Item # of BOOKS

IMPORTANT MESSAGE

FOR Jeffrey

DATE [REDACTED] TIME 5:11 ^{A.M.}/_{P.M.}

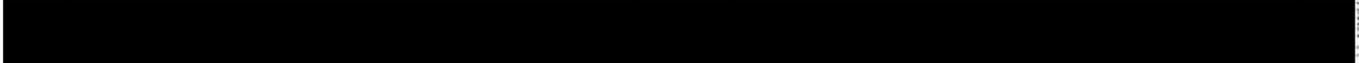
M. [REDACTED]

IMPORTANT MESSAGE

FOR Mr. Epstein

DATE 4/24/04 TIME 8:20 ^{A.M.}/_{P.M.}

M. Mark Epstein



TELEPHONED	<input checked="" type="checkbox"/>	PLEASE CALL	
CAME TO SEE YOU		WILL CALL AGAIN	
WANTS TO SEE YOU		RUSH	
RETURNED YOUR CALL		SPECIAL ATTENTION	

MESSAGE has girl for tonight

SIGNED _____ 1184

TELEPHONED		PLEASE CALL	
CAME TO SEE YOU		WILL CALL AGAIN	
WANTS TO SEE YOU		RUSH	
RETURNED YOUR CALL		SPECIAL ATTENTION	

MESSAGE Call me in New York

SIGNED _____ 1184

IMPORTANT MESSAGE

FOR Mr. Epstein

DATE 4/24/04 TIME 5:29 ^{A.M.}/_{P.M.}

M. Lois Brown

IMPORTANT MESSAGE

FOR Jeffrey

DATE _____ TIME 12:30 ^{A.M.}/_{P.M.}

M. Dr. Moushwitz



TELEPHONED		PLEASE CALL	
CAME TO SEE YOU		WILL CALL AGAIN	
WANTS TO SEE YOU		RUSH	
RETURNED YOUR CALL		SPECIAL ATTENTION	

MESSAGE Will Be available at this number for 30 min. otherwise tomorrow 9 AM to 100 PM

SIGNED _____ 1184

TELEPHONED		PLEASE CALL	
CAME TO SEE YOU		WILL CALL AGAIN	
WANTS TO SEE YOU		RUSH	
RETURNED YOUR CALL		SPECIAL ATTENTION	

SAO01457

SIGNED _____ 1184

IMPORTANT MESSAGE

FOR SARAH

DATE 07/10/04 TIME 6:33 A.M. P.M.

M _____

OF RAGHU

IMPORTANT MESSAGE

FOR MR EPSTEIN

DATE _____ TIME _____ A.M. P.M.

M CECILIA (OFFICE)

OF _____

TELEPHONED	<input checked="" type="checkbox"/>	PLEASE CALL	<input type="checkbox"/>
CAME TO SEE YOU	<input type="checkbox"/>	WILL CALL AGAIN	<input type="checkbox"/>
WANTS TO SEE YOU	<input type="checkbox"/>	RUSH	<input type="checkbox"/>
RETURNED YOUR CALL	<input type="checkbox"/>	SPECIAL ATTENTION	<input type="checkbox"/>

TELEPHONED	<input checked="" type="checkbox"/>	PLEASE CALL	<input type="checkbox"/>
CAME TO SEE YOU	<input type="checkbox"/>	WILL CALL AGAIN	<input type="checkbox"/>
WANTS TO SEE YOU	<input type="checkbox"/>	RUSH	<input type="checkbox"/>
RETURNED YOUR CALL	<input type="checkbox"/>	SPECIAL ATTENTION	<input type="checkbox"/>

MESSAGE PL CALL

10/10/04

SIGNED _____ 1184

MESSAGE _____

SIGNED _____ 1184

IMPORTANT MESSAGE

FOR SARAH

DATE 7/9/04 TIME 11:01 A.M. P.M.

M MILES

OF _____

IMPORTANT MESSAGE

FOR MR EPSTEIN

DATE 7/9/04 TIME 7:50 A.M. P.M.

M _____

OF _____

TELEPHONED	<input checked="" type="checkbox"/>	PLEASE CALL	<input checked="" type="checkbox"/>
CAME TO SEE YOU	<input type="checkbox"/>	WILL CALL AGAIN	<input type="checkbox"/>
WANTS TO SEE YOU	<input type="checkbox"/>	RUSH	<input type="checkbox"/>
RETURNED YOUR CALL	<input type="checkbox"/>	SPECIAL ATTENTION	<input type="checkbox"/>

TELEPHONED	<input checked="" type="checkbox"/>	PLEASE CALL	<input type="checkbox"/>
CAME TO SEE YOU	<input type="checkbox"/>	WILL CALL AGAIN	<input type="checkbox"/>
WANTS TO SEE YOU	<input type="checkbox"/>	RUSH	<input type="checkbox"/>
RETURNED YOUR CALL	<input type="checkbox"/>	SPECIAL ATTENTION	<input type="checkbox"/>

MESSAGE HE IS WORKING

PLEASE, RECALL MY

PHONE NO - 602

A HELP

SIGNED _____ 1184

MESSAGE IS

AVAILABLE ON TUESDAY

NO ONE FOR TOMORROW

SIGNED _____ 1184

SAO01461

IMPORTANT MESSAGE

FOR OE

DATE 7/17/04 TIME 10 AM

M _____

OF _____

PHONE/MOBILE _____

TELEPHONED	PLEASE CALL	<input checked="" type="checkbox"/>
CAME TO SEE YOU	WILL CALL AGAIN	<input type="checkbox"/>
WANTS TO SEE YOU	RUSH	<input type="checkbox"/>
RETURNED YOUR CALL	SPECIAL ATTENTION	<input type="checkbox"/>

MESSAGE _____

SIGNED _____ 1184

IMPORTANT MESSAGE

FOR SARAH

DATE 7/17/04 TIME 8:02 AM

M _____

OF GEORGE

PHONE/MOBILE _____

TELEPHONED	PLEASE CALL	<input type="checkbox"/>
CAME TO SEE YOU	WILL CALL AGAIN	<input type="checkbox"/>
WANTS TO SEE YOU	RUSH	<input type="checkbox"/>
RETURNED YOUR CALL	SPECIAL ATTENTION	<input type="checkbox"/>

MESSAGE "I AM JET-LAG AND NODDING OFF. JUST SAY I CALLED HER."

SIGNED Ru 1184

IMPORTANT MESSAGE

FOR MR EPSTEIN

DATE 7/17/04 TIME 6:55 AM

M _____

OF _____

TELEPHONED	PLEASE CALL	<input type="checkbox"/>
CAME TO SEE YOU	WILL CALL AGAIN	<input type="checkbox"/>
WANTS TO SEE YOU	RUSH	<input type="checkbox"/>
RETURNED YOUR CALL	SPECIAL ATTENTION	<input type="checkbox"/>

MESSAGE CAN COME TOMORROW ANY TIME OR [REDACTED] ALONE

SIGNED Ru 1184

IMPORTANT MESSAGE

FOR SARAH OR MR EPSTEIN

DATE 07/17/04 TIME 6:45 AM

M _____

OF _____

TELEPHONED	PLEASE CALL	<input type="checkbox"/>
CAME TO SEE YOU	WILL CALL AGAIN	<input type="checkbox"/>
WANTS TO SEE YOU	RUSH	<input type="checkbox"/>
RETURNED YOUR CALL	SPECIAL ATTENTION	<input type="checkbox"/>

MESSAGE WAS IN A CAR ACCIDENT ON HER WAY SO CAN NOT COME. SHE JUST GOT BACK

SIGNED Ru 1184

SAO01462

IMPORTANT MESSAGE

FOR JEFFREY

DATE AUG 2 TIME 12:45 A.M. P.M.

M. [REDACTED]

OF [REDACTED]

PHONE/MOBILE [REDACTED]

TELEPHONED	<input checked="" type="checkbox"/>	PLEASE CALL	
CAME TO SEE YOU		WILL CALL AGAIN	
WANTS TO SEE YOU		RUSH	
RETURNED YOUR CALL		SPECIAL ATTENTION	

MESSAGE THEY ARE AVAILABLE ALL WEEKEND AND ~~EVERY~~ MAYBE [REDACTED]

SIGNED [REDACTED] 1184

IMPORTANT MESSAGE

FOR MR EPSTEIN

DATE 7/25/04 TIME 5:08 A.M. P.M.

M. [REDACTED]

OF SNYDER

PHONE/MOBILE [REDACTED]

TELEPHONED		PLEASE CALL	
CAME TO SEE YOU		WILL CALL AGAIN	
WANTS TO SEE YOU		RUSH	
RETURNED YOUR CALL		SPECIAL ATTENTION	

MESSAGE "RETURNING YOUR CALL"

SIGNED [REDACTED] 1184

IMPORTANT MESSAGE

FOR SARA

DATE AUG 2 TIME 2:00 A.M. P.M.

M. [REDACTED]

OF [REDACTED]

PHONE/MOBILE [REDACTED]

TELEPHONED		PLEASE CALL	
CAME TO SEE YOU		WILL CALL AGAIN	
WANTS TO SEE YOU		RUSH	
RETURNED YOUR CALL		SPECIAL ATTENTION	<input checked="" type="checkbox"/>

MESSAGE Please call IN reference to where the framed photo is I need them for Ms Maxwell's request.

SIGNED [REDACTED] 1184

IMPORTANT MESSAGE

FOR MR EPSTEIN

DATE 7/25/04 TIME 1:48 A.M. P.M.

M. [REDACTED]

OF MS MAXWELL

PHONE/MOBILE [REDACTED]

TELEPHONED	<input checked="" type="checkbox"/>	PLEASE CALL	<input checked="" type="checkbox"/>
CAME TO SEE YOU		WILL CALL AGAIN	
WANTS TO SEE YOU		RUSH	
RETURNED YOUR CALL		SPECIAL ATTENTION	

MESSAGE "TELL HIM TO CALL ME"

SAO01464

SIGNED [REDACTED] 1184

SC1184 1001

IMPORTANT MESSAGE

FOR J.E.
 DATE 8/20/05 TIME 8:45 ^{AM}/_{PM}
 M Tony
 OF _____
 PHONE/MOBILE _____

TELEPHONED		PLEASE CALL	<input checked="" type="checkbox"/>
CAME TO SEE YOU		WILL CALL AGAIN	
WANTS TO SEE YOU		RUSH	
RETURNED YOUR CALL		SPECIAL ATTENTION	

MESSAGE _____

SIGNED J. 1184

IMPORTANT MESSAGE

FOR J.E.
 DATE 8/20/05 TIME 12:40 ^{AM}/_{PM}
 M _____
 OF _____
 PHONE/MOBILE _____

TELEPHONED	<input checked="" type="checkbox"/>	PLEASE CALL	
CAME TO SEE YOU		WILL CALL AGAIN	
WANTS TO SEE YOU		RUSH	
RETURNED YOUR CALL		SPECIAL ATTENTION	

MESSAGE Please call him

SIGNED J. 1184

IMPORTANT MESSAGE

FOR J.E.
 DATE 8/20/05 TIME 8:50 ^{AM}/_{PM}
 M _____
 OF _____
 PHONE/MOBILE _____

TELEPHONED	<input checked="" type="checkbox"/>	PLEASE CALL	
CAME TO SEE YOU		WILL CALL AGAIN	
WANTS TO SEE YOU		RUSH	
RETURNED YOUR CALL		SPECIAL ATTENTION	

MESSAGE _____ - confirmed at 4 PM
Who is scheduled for morning?
I believe _____ wants to work.

SIGNED J. 1184

IMPORTANT MESSAGE

FOR J.E.
 DATE 8/20/05 TIME 7:30 ^{AM}/_{PM}
 M Sarah
 OF _____
 PHONE/MOBILE _____

TELEPHONED		PLEASE CALL	
CAME TO SEE YOU		WILL CALL AGAIN	
WANTS TO SEE YOU		RUSH	
RETURNED YOUR CALL	<input checked="" type="checkbox"/>	SPECIAL ATTENTION	

MESSAGE _____

SIGNED J. 1184

SAO01476

IMPORTANT MESSAGE

FOR J.E.
 DATE 9/3/05 TIME 8:50 A.M./P.M.

OF _____
 PHONE/MOBILE _____

TELEPHONED	PLEASE CALL	
CAME TO SEE YOU	WILL CALL AGAIN	
WANTS TO SEE YOU	RUSH	
RETURNED YOUR CALL	SPECIAL ATTENTION	

MESSAGE I left message for [redacted] to confirm for 11:00 AM and [redacted] for 4:30 PM

SIGNED T. 1184

IMPORTANT MESSAGE

FOR J.E.
 DATE 8/22/05 TIME 9:20 A.M./P.M.

OF _____
 PHONE/MOBILE _____

TELEPHONED	<input checked="" type="checkbox"/> PLEASE CALL	
CAME TO SEE YOU	WILL CALL AGAIN	
WANTS TO SEE YOU	RUSH	
RETURNED YOUR CALL	SPECIAL ATTENTION	

MESSAGE _____

SIGNED T. 1184

IMPORTANT MESSAGE

FOR J.E.
 DATE 9/4/05 TIME 17:55 A.M./P.M.

M _____
 OF _____

TELEPHONED	PLEASE CALL	
CAME TO SEE YOU	WILL CALL AGAIN	
WANTS TO SEE YOU	RUSH	
RETURNED YOUR CALL	SPECIAL ATTENTION	

MESSAGE She would like to reschedule her time.

SIGNED T. 1184

IMPORTANT MESSAGE

FOR J.E.
 DATE 8/22/05 TIME _____ A.M./P.M.

M GM
 OF _____
 PHONE/MOBILE _____

TELEPHONED	<input checked="" type="checkbox"/> PLEASE CALL	
CAME TO SEE YOU	WILL CALL AGAIN	
WANTS TO SEE YOU	RUSH	
RETURNED YOUR CALL	SPECIAL ATTENTION	

MESSAGE _____

SIGNED T. 1184

SAO01477

IMPORTANT MESSAGE

FOR Jeffrey
 [REDACTED] TIME 5:11 ^{AM}/_{P.M.}

OF [REDACTED]
 PHONE/MOBILE [REDACTED]

TELEPHONED	<input checked="" type="checkbox"/>	PLEASE CALL	<input type="checkbox"/>
CAME TO SEE YOU	<input type="checkbox"/>	WILL CALL AGAIN	<input type="checkbox"/>
WANTS TO SEE YOU	<input type="checkbox"/>	RUSH	<input type="checkbox"/>
RETURNED YOUR CALL	<input type="checkbox"/>	SPECIAL ATTENTION	<input type="checkbox"/>

MESSAGE has girl for tonight

SIGNED _____ 1184

IMPORTANT MESSAGE

FOR Mr. Epstein
 DATE 4/24/04 TIME 8:29 ^{AM}/_{P.M.}
 M.P. Mark Epstein

OF _____
 PHONE/MOBILE _____

TELEPHONED	<input type="checkbox"/>	PLEASE CALL	<input type="checkbox"/>
CAME TO SEE YOU	<input type="checkbox"/>	WILL CALL AGAIN	<input type="checkbox"/>
WANTS TO SEE YOU	<input type="checkbox"/>	RUSH	<input type="checkbox"/>
RETURNED YOUR CALL	<input type="checkbox"/>	SPECIAL ATTENTION	<input type="checkbox"/>

MESSAGE Call me in New York

SIGNED _____ 1184

IMPORTANT MESSAGE

FOR DR EPSTEIN
 DATE 4/24/04 TIME 5:29 ^{AM}/_{P.M.}
 M. DR LADENSON

[REDACTED]

TELEPHONED	<input type="checkbox"/>	PLEASE CALL	<input checked="" type="checkbox"/>
CAME TO SEE YOU	<input type="checkbox"/>	WILL CALL AGAIN	<input type="checkbox"/>
WANTS TO SEE YOU	<input type="checkbox"/>	RUSH	<input type="checkbox"/>
RETURNED YOUR CALL	<input type="checkbox"/>	SPECIAL ATTENTION	<input type="checkbox"/>

MESSAGE Will Be available At This Number For 30min. Otherwise Tomorrow 9AM - To 1:00 PM

SIGNED _____ 1184

IMPORTANT MESSAGE

FOR Jeffrey
 DATE _____ TIME 1230 ^{AM}/_{P.M.}
 M. Dr. moushwits

OF _____
 PHONE/MOBILE _____

TELEPHONED	<input type="checkbox"/>	PLEASE CALL	<input type="checkbox"/>
CAME TO SEE YOU	<input type="checkbox"/>	WILL CALL AGAIN	<input type="checkbox"/>
WANTS TO SEE YOU	<input type="checkbox"/>	RUSH	<input type="checkbox"/>
RETURNED YOUR CALL	<input type="checkbox"/>	SPECIAL ATTENTION	<input type="checkbox"/>

[REDACTED]

SAO2828

SIGNED _____ 1184

IMPORTANT MESSAGE

FOR Jeffrey

DATE _____ TIME 4:56 ^{A.M.} _{P.M.}

M _____

OF _____

PHONE/
MOBILE _____

TELEPHONED	PLEASE CALL	
CAME TO SEE YOU	WILL CALL AGAIN	
WANTS TO SEE YOU	RUSH	
RETURNED YOUR CALL	SPECIAL ATTENTION	

_____ is available
at 9:00

SIGNED _____ 1184

IMPORTANT MESSAGE

FOR Mrs Maxwell

DATE 4/25/09 TIME 9:50 ^{A.M.} _{P.M.}

M LIBRARY

OF _____

PHONE/
MOBILE _____

TELEPHONED	PLEASE CALL	
CAME TO SEE YOU	WILL CALL AGAIN	
WANTS TO SEE YOU	RUSH	
RETURNED YOUR CALL	SPECIAL ATTENTION	

MESSAGE Returning call

SIGNED _____ 1184

IMPORTANT MESSAGE

FOR _____

DATE _____ TIME _____ ^{A.M.} _{P.M.}

M _____

OF _____

PHONE/
MOBILE _____

TELEPHONED	PLEASE CALL	<input checked="" type="checkbox"/>
CAME TO SEE YOU	WILL CALL AGAIN	
WANTS TO SEE YOU	RUSH	
RETURNED YOUR CALL	SPECIAL ATTENTION	

MESSAGE _____

SIGNED _____ 1184

IMPORTANT MESSAGE

FOR Mrs Epstein

DATE 4/25/09 TIME 9:07 ^{A.M.} _{P.M.}

M EVK DUBIN

OF _____

PHONE/
MOBILE _____

TELEPHONED	PLEASE CALL	<input checked="" type="checkbox"/>
CAME TO SEE YOU	WILL CALL AGAIN	
WANTS TO SEE YOU	RUSH	
RETURNED YOUR CALL	SPECIAL ATTENTION	

MESSAGE _____

SAO2829

SIGNED _____ 1184

IMPORTANT MESSAGE

FOR 6m

DATE 4/28/04 TIME 2⁰⁰ AM
PM

M. Martha

OF Colonial Bank

[REDACTED]

TELEPHONED	PLEASE CALL	
CAME TO SEE YOU	WILL CALL AGAIN	
WANTS TO SEE YOU	RUSH	
RETURNED YOUR CALL	SPECIAL ATTENTION	

MESSAGE _____

SIGNED _____ 1184

IMPORTANT MESSAGE

FOR MS. MAXWELL

DATE 04/25/04 TIME 6:55 AM
PM

M.S. [REDACTED]

OF _____

TELEPHONED	PLEASE CALL	
CAME TO SEE YOU	WILL CALL AGAIN	
WANTS TO SEE YOU	RUSH	
RETURNED YOUR CALL	SPECIAL ATTENTION	

MESSAGE RETURNIN YOUR CALL

SIGNED Rushi 1184

IMPORTANT MESSAGE

FOR _____

DATE _____ TIME _____ AM
PM

M. [REDACTED]

[REDACTED]

TELEPHONED	PLEASE CALL	<input checked="" type="checkbox"/>
CAME TO SEE YOU	WILL CALL AGAIN	
WANTS TO SEE YOU	RUSH	
RETURNED YOUR CALL	SPECIAL ATTENTION	

MESSAGE _____

SIGNED _____ 1184

IMPORTANT MESSAGE

FOR Jeffrey

DATE _____ TIME _____ AM
PM

M. Chislaine

OF _____

PHONE/
MOBILE _____

TELEPHONED	PLEASE CALL	
CAME TO SEE YOU	WILL CALL AGAIN	
WANTS TO SEE YOU	RUSH	
RETURNED YOUR CALL	SPECIAL ATTENTION	

MESSAGE would be helpful to have [REDACTED] come to Palm Beach today to stay here and help train new staff with Chislaine

SAO2830

SIGNED _____ 1184

IMPORTANT MESSAGE

FOR MR EPSTEIN

DATE 5.3.04 TIME 7 A.M. P.M.

M _____

OF _____

PHONE/MOBILE _____

TELEPHONED	PLEASE CALL	
CAME TO SEE YOU	WILL CALL AGAIN	
WANTS TO SEE YOU	RUSH	
RETURNED YOUR CALL	SPECIAL ATTENTION	

MESSAGE THERE IS
A BEEP - CONTINUOUS
COMING FROM
COMPUTER IN CASANA

SIGNED LUCIAN 1184

IMPORTANT MESSAGE

FOR MR EPSTEIN

DATE 5.2.04 TIME 4:15 A.M. P.M.

M _____

OF _____

PHONE/MOBILE _____

TELEPHONED	PLEASE CALL	
CAME TO SEE YOU	WILL CALL AGAIN	
WANTS TO SEE YOU	RUSH	
RETURNED YOUR CALL	SPECIAL ATTENTION	

MESSAGE CALLED

SIGNED _____ 1184

IMPORTANT MESSAGE

FOR JE

DATE _____ TIME 5:14 A.M. P.M.

M JeanLuc

OF _____

PHONE/MOBILE _____

TELEPHONED	PLEASE CALL	
CAME TO SEE YOU	WILL CALL AGAIN	
WANTS TO SEE YOU	RUSH	
RETURNED YOUR CALL	SPECIAL ATTENTION	

MESSAGE He just did a good
one - 18 years -
(she spoke to me & said
"I love Jeffrey")

SIGNED _____ 1184

IMPORTANT MESSAGE

FOR JE

DATE _____ TIME 9:15 A.M. P.M.

M EVA Monday
night

OF _____

PHONE/MOBILE _____

TELEPHONED	PLEASE CALL	
CAME TO SEE YOU	WILL CALL AGAIN	
WANTS TO SEE YOU	RUSH	
RETURNED YOUR CALL	SPECIAL ATTENTION	

MESSAGE _____

SAO2832

SIGNED _____ 1184

IMPORTANT MESSAGE

FOR MR. EPSTEIN

DATE _____ TIME 1:00 A.M. P.M.

M Darren

OF _____

PHONE/ MOBILE _____

TELEPHONED	PLEASE CALL	
CAME TO SEE YOU	WILL CALL AGAIN	
WANTS TO SEE YOU	RUSH	
RETURNED YOUR CALL	SPECIAL ATTENTION	

MESSAGE
He said that he got a call from Byron

SIGNED _____ 1184

IMPORTANT MESSAGE

FOR MR. EPSTEIN

DATE 7/6 TIME 8:00 A.M. P.M.

M DARREN

OF _____

PHONE/ MOBILE _____

TELEPHONED	<input checked="" type="checkbox"/> PLEASE CALL	
CAME TO SEE YOU	WILL CALL AGAIN	
WANTS TO SEE YOU	RUSH	
RETURNED YOUR CALL	SPECIAL ATTENTION	

MESSAGE _____

SIGNED _____ 1184

IMPORTANT MESSAGE

FOR JE

DATE 8/10 TIME 1:30 A.M. P.M.

M _____

OF [REDACTED]

PHONE/ MOBILE _____

TELEPHONED	PLEASE CALL	
CAME TO SEE YOU	WILL CALL AGAIN	
WANTS TO SEE YOU	RUSH	
RETURNED YOUR CALL	SPECIAL ATTENTION	

MESSAGE
I need a work
I need cash, I don't have
money
Do you have some
work for me?

SIGNED _____ 1184

IMPORTANT MESSAGE

FOR Sarah

DATE _____ TIME 8:10 A.M. P.M.

M _____

OF [REDACTED]

PHONE/ MOBILE _____

TELEPHONED	PLEASE CALL	
CAME TO SEE YOU	WILL CALL AGAIN	
WANTS TO SEE YOU	RUSH	
RETURNED YOUR CALL	SPECIAL ATTENTION	

MESSAGE _____

SAO2838

SIGNED _____ 1184

IMPORTANT MESSAGE

FOR ~~MR. EPSTEIN~~

DATE ~~MR. EPSTEIN~~ TIME 2:45 A.M. P.M.

M. ~~SAUKAH~~

OF MS. MAXWELL

PHONE/MOBILE

TELEPHONED	PLEASE CALL	
CAME TO SEE YOU	WILL CALL AGAIN	
WANTS TO SEE YOU	RUSH	
RETURNED YOUR CALL	SPECIAL ATTENTION	

MESSAGE

SIGNED 1184

IMPORTANT MESSAGE

FOR JE.

DATE TIME 9:20 A.M. P.M.

M. SAUKAH

OF [REDACTED]

PHONE/MOBILE [REDACTED]

TELEPHONED	PLEASE CALL	
CAME TO SEE YOU	WILL CALL AGAIN	
WANTS TO SEE YOU	RUSH	
RETURNED YOUR CALL	SPECIAL ATTENTION	

MESSAGE She said if she can't come to work then before 4:00 or 6:00 or 10:00 coz she has a busy dinner w/ her grandpa

SIGNED 1184

IMPORTANT MESSAGE

FOR MR. EPSTEIN

DATE TIME A.M. P.M.

M. [REDACTED]

OF [REDACTED]

PHONE/MOBILE [REDACTED]

TELEPHONED	PLEASE CALL	
CAME TO SEE YOU	WILL CALL AGAIN	
WANTS TO SEE YOU	RUSH	
RETURNED YOUR CALL	SPECIAL ATTENTION	

MESSAGE she will see you at 7:30

SIGNED 1184

IMPORTANT MESSAGE

FOR MR. EPSTEIN

DATE TIME 2:48 A.M. P.M.

M. [REDACTED]

OF [REDACTED]

PHONE/MOBILE [REDACTED]

TELEPHONED	PLEASE CALL	
CAME TO SEE YOU	WILL CALL AGAIN	
WANTS TO SEE YOU	RUSH	
RETURNED YOUR CALL	SPECIAL ATTENTION	

MESSAGE She said that she had her messages & said that she's sorry for not seeing you in California!

SIGNED SAO2850 1184

IMPORTANT MESSAGE

FOR Jeffrey
 DATE 4/1/05 TIME 8:08 A.M. P.M.
 M. Jean-Luc

OF _____
 PHONE/MOBILE _____

TELEPHONED	<input checked="" type="checkbox"/>	PLEASE CALL	<input type="checkbox"/>
CAME TO SEE YOU	<input type="checkbox"/>	WILL CALL AGAIN	<input type="checkbox"/>
WANTS TO SEE YOU	<input type="checkbox"/>	RUSH	<input type="checkbox"/>
RETURNED YOUR CALL	<input type="checkbox"/>	SPECIAL ATTENTION	<input type="checkbox"/>

MESSAGE He has a teacher for you to teach you how to speak Russian. She is 2x8 years old not blonde. Lessons are free and you can have 1st today if you call

SIGNED _____ 1184

IMPORTANT MESSAGE

FOR Jeffrey
 DATE 3/31/05 TIME 5:06 A.M. P.M.
 M. _____

OF _____
 PHONE/MOBILE _____

TELEPHONED	<input type="checkbox"/>	PLEASE CALL	<input type="checkbox"/>
CAME TO SEE YOU	<input type="checkbox"/>	WILL CALL AGAIN	<input type="checkbox"/>
WANTS TO SEE YOU	<input type="checkbox"/>	RUSH	<input type="checkbox"/>
RETURNED YOUR CALL	<input type="checkbox"/>	SPECIAL ATTENTION	<input type="checkbox"/>

MESSAGE She called if you would like for her to work. She is available tom. till noon and Mon - Fri

SIGNED _____ 1184

IMPORTANT MESSAGE

FOR Jeffrey
 DATE 3/31/05 TIME 3:22 A.M. P.M.
 M. _____

OF _____
 PHONE/MOBILE _____

TELEPHONED	<input checked="" type="checkbox"/>	PLEASE CALL	<input type="checkbox"/>
CAME TO SEE YOU	<input type="checkbox"/>	WILL CALL AGAIN	<input type="checkbox"/>
WANTS TO SEE YOU	<input type="checkbox"/>	RUSH	<input type="checkbox"/>
RETURNED YOUR CALL	<input type="checkbox"/>	SPECIAL ATTENTION	<input type="checkbox"/>

MESSAGE _____

IMPORTANT MESSAGE

FOR Jeffrey
 DATE 3/31/05 TIME 2:40 A.M. P.M.
 M. Cecilia

OF _____
 PHONE/MOBILE _____

TELEPHONED	<input checked="" type="checkbox"/>	PLEASE CALL	<input type="checkbox"/>
CAME TO SEE YOU	<input type="checkbox"/>	WILL CALL AGAIN	<input type="checkbox"/>
WANTS TO SEE YOU	<input type="checkbox"/>	RUSH	<input type="checkbox"/>
RETURNED YOUR CALL	<input type="checkbox"/>	SPECIAL ATTENTION	<input type="checkbox"/>

MESSAGE She had Martin Navat on the phone

SAO3008

EXHIBIT 29
(Filed Under Seal)

EXHIBIT 30
(Filed Under Seal)



U.S. Department of Justice

United States Attorney
Southern District of Florida

500 South Australian Ave., Suite 400
West Palm Beach, FL 33401
(561) 820-8711
Facsimile: (561) 820-8777

September 3, 2008

VIA COURIER

Ms. Virginia Roberts
c/o Asst Legal Attache Matthew Witt
United States Embassy
Sydney
Australia

Re: **Jeffrey Epstein/Virginia Roberts: NOTIFICATION OF IDENTIFIED VICTIM**

Dear Ms. Roberts:

By virtue of this letter, the United States Attorney's Office for the Southern District of Florida provides you with the following notice because you are an identified victim of a federal offense.

On June 30, 2008, Jeffrey Epstein (hereinafter referred to as "Epstein") entered a plea of guilty to violations of Florida Statutes Sections 796.07 (felony solicitation of prostitution) and 796.03 (procurement of minors to engage in prostitution), in the 15th Judicial Circuit in and for Palm Beach County (Case Nos. 2006-cf-009454AXXXMB and 2008-cf-009381AXXXMB) and was sentenced to a term of twelve months' imprisonment to be followed by an additional six months' imprisonment, followed by twelve months of Community Control I, with conditions of community confinement imposed by the Court.

In light of the entry of the guilty plea and sentence, the United States has agreed to defer federal prosecution in favor of this state plea and sentence, subject to certain conditions, including the following:

1. An independent Special Master was assigned the task of selecting an attorney representative to represent the victims, including you, in connection with civil actions between the victims and Mr. Epstein. The

MS. VIRGINIA ROBERTS
NOTIFICATION OF IDENTIFIED VICTIM
SEPTEMBER 3, 2008
PAGE 2 OF 3

Special Master selected Robert Josefsberg, Esq. of the firm Podhurst Orseck, P.A., a highly-respected and experienced attorney. You are not obligated to use Mr. Josefsberg as your civil attorney, but, as explained in greater detail below, Mr. Josefsberg's services will be provided at no cost to you because Mr. Epstein is obligated to pay the costs and fees of the attorney-representative. Also, Mr. Epstein and his attorneys can only contact you via Mr. Josefsberg, assuming that you would like Mr. Josefsberg to serve as your attorney.

2. If you elect to file suit against Mr. Epstein pursuant to Title 18, United States Code, Section 2255, Mr. Epstein will not contest the jurisdiction of the United States District Court for the Southern District of Florida over his person and/or the subject matter, and Mr. Epstein waives his right to contest liability and also waives his right to contest damages up to an amount as agreed to between you and Mr. Epstein, so long as you elect to proceed exclusively under 18 U.S.C. § 2255, and you waive any other claim for damages, whether pursuant to state, federal, or common law. Notwithstanding this waiver, Epstein's agreement with the United States, his waivers and failure to contest liability and such damages in any suit are not to be construed as an admission of any criminal or civil liability.
3. As stated above, Mr. Epstein has agreed to pay the fees of the attorney representative selected by the independent third party. This provision, however, shall not obligate Epstein to pay the fees and costs of contested litigation filed against him. Thus, if after consideration of potential settlements, you and Mr. Josefsberg elect to file a contested lawsuit pursuant to 18 U.S.C. § 2255 or you elect to pursue any other contested remedy, the obligation to pay the costs of the attorney representative, as opposed to any statutory or other obligations to pay reasonable attorneys fees and costs such as those contained in Section 2255, shall cease.

Please contact either myself at ann.marie.c.villafana@usdoj.gov, or Justice Department Victim-Witness Specialist Twiler Smith at Twiler.Smith@ic.fbi.gov with a good telephone number and/or e-mail address, so that we may provide Mr. Josefsberg with a timely means of communicating with you. If you would like to contact Mr. Josefsberg

MS. VIRGINIA ROBERTS
NOTIFICATION OF IDENTIFIED VICTIM
SEPTEMBER 3, 2008
PAGE 3 OF 3

directly, he can be reached at +1 305 358-2800.

If you have already selected other counsel to represent you, or if you do so in the future, and you decide to file a claim against Jeffrey Epstein, Mr. Epstein's attorney, Jack Goldberger, asks that you have your attorney contact Mr. Goldberger at Atterbury Goldberger and Weiss, 250 Australian Avenue South, Suite 1400, West Palm Beach, FL 33401, (561) 659-8300.

In addition, there has been litigation between the United States and two other victims regarding the disclosure of the entire agreement between the United States and Mr. Epstein. Mr. Josefsberg can provide further guidance on this issue, or if you select another attorney to represent you, that attorney can review the Court's order in the matter of *In re Jane Does 1 and 2*, United States District Court for the Southern District of Florida Court File No. 08-80736-CIV-MARRA.

Please understand that neither the U.S. Attorney's Office nor the Federal Bureau of Investigation can take part in or otherwise assist in civil litigation. Thank you for all of your assistance during the course of the federal and state investigations and please accept the heartfelt regards of myself and Special Agents Kuyrkendall, Slater, and Richards for your health and well-being.

Sincerely,

R. Alexander Acosta
United States Attorney

By: 
A. Marie Villafañá
Assistant United States Attorney

cc: Robert Josefsberg, Esq.
Jack Goldberger, Esq.

EXHIBIT 31
(Filed Under Seal)



FEDERAL BUREAU OF INVESTIGATION

Date of entry 07/05/2013

VIRGINIA L. GIUFFRE, maiden name ROBERTS, date of birth [redacted]
 Social Security Account Number [redacted] Social Security Number [redacted] United States Citizen and
 Australian Permanent Resident, residence [redacted]
 New South Wales, Australia, 2261 was interviewed at the United States
 Consulate in Sydney, Australia. GIUFFRE was advised of the identity of the
 interviewing agents and purpose of the interview. Present during the
 interview was Federal Bureau of Investigation Special Agent [redacted]
 [redacted] and via telephone, Assistant
 United States Attorney [redacted] GIUFFRE provided the
 following information:

b6
b7C

GIUFFRE was born in Sacramento, California to parents [redacted]
 [redacted] date of birth [redacted]
 currently resides in [redacted] and [redacted] date of birth
 [redacted] currently resides in [redacted] GIUFFRE moved to Palm
 Beach County, Florida with her parents when she was four years old and
 returned to California at age 11. She returned to Florida at age 13 and
 was placed in a rehabilitation or foster care facility in West Palm Beach,
 Florida.

b6
b7C

GIUFFRE ran away from the rehabilitation facility when she was
 approximately 14 years old, and while living on the streets in Miami,
 Florida, she met [redacted]

b6
b7C

[redacted]

[redacted] was training GIUFFRE to be an escort [redacted]
 [redacted] gave GIUFFRE a life off of the streets which made her feel

Investigation on 03/17/2011 at Sydney, Australia (In Person)

File # 31E-MM-108062

Date drafted 07/05/2013

by [redacted]

b6
b7C

This document contains neither recommendations nor conclusions of the FBI. It is the property of the FBI and is loaned to your agency; it and its contents are not to be distributed outside your agency.

31E-MM-108062

Continuation of FD-302 of Virginia L. Giuffre, On 03/17/2011, Page 2 of 12

like she was locked into the relationship. [REDACTED] gave GIUFFRE pharmaceutical drugs toward the end of their relationship.

b6
b7C

[REDACTED]

GIUFFRE's relationship with [REDACTED] ended while she was at a private ranch near Ocala, Florida. GIUFFRE telephonically contacted a childhood friend, [REDACTED] from a telephone at the ranch. GIUFFRE knew [REDACTED] from elementary school and called him at the home telephone of his parents [REDACTED] GIUFFRE told [REDACTED] she was very lonely, and [REDACTED] asked her why she did not leave [REDACTED] GIUFFRE's telephone conversation with [REDACTED] the recreational vehicle (RV) GIUFFRE was staying in at the ranch [REDACTED] did not strike her [REDACTED] pack her belongings and told her she was going to live with another man.

b6
b7C

[REDACTED]

[REDACTED] GIUFFRE felt that she was sent to [REDACTED] but did not know the specifics of the arrangement. GIUFFRE engaged in sexual activity with [REDACTED] who was described as a white male [REDACTED] GIUFFRE stated [REDACTED] GIUFFRE stayed with [REDACTED] LNU for approximately one or two weeks before the police located her and returned her to her parents. GIUFFRE was interviewed by a male detective. GIUFFRE's parents were still married at the time and lived near [REDACTED] Florida. GIUFFRE believed there was an FBI investigation related to [REDACTED] She never saw [REDACTED] again after [REDACTED]

b6
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In approximately June 1998 or 1999, GIUFFRE began working at Donald Trump's Mar-A-Lago Club in Palm Beach, Florida. GIUFFRE's father [REDACTED] was able to help her gain employment as a baby sitter and later as a locker room attendant at the club. GIUFFRE started studying for her GED and wanted to become a massage therapist. In August, GIUFFRE was reading an anatomy/massage book and was approached by [REDACTED] and help her get her masseuse accreditation. [REDACTED]

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GIUFFRE consulted her father about the opportunity and at approximately 5:00 p.m. the same day, her father drove her to a residence at [REDACTED]

31E-MM-108062

Continuation of FD-302 of Virginia L. Giuffre, On 03/17/2011, Page 3 of 12

[redacted] Florida. [redacted] spoke with GIUFFRE's father and told him it was a wonderful opportunity for GIUFFRE. GIUFFRE met [redacted] [redacted] also known as [redacted] GIUFFRE was led upstairs [redacted]

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b7C

Once upstairs in [redacted] [redacted] instructed GIUFFRE to wash her hands prior to beginning the massage. The massage began [redacted] demonstrated massage techniques to GIUFFRE.

b6
b7C

During the course of the massage, [redacted] questioned GIUFFRE about her past, including her time as a runaway. GIUFFRE was also asked if she took birth control.

b6
b7C

[redacted]

b6
b7C

GIUFFRE was given instruction and began kissing [redacted] [redacted]

b6
b7C

At the conclusion, [redacted] instructed GIUFFRE to obtain two warm wash clothes. One wash cloth was used to clean [redacted] second was [redacted] to help him relax. GIUFFRE described [redacted] and GIUFFRE then moved to the steam room and shower where GIUFFRE massaged [redacted] with soap and a loofah in the shower.

b6
b7C

At the conclusion of the shower, GIUFFRE went downstairs and [redacted] [redacted] Arrangements were made for GIUFFRE to return to the house the following day after work. GIUFFRE's cellular phone number was given to [redacted] [redacted]

b6
b7C

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Continuation of FD-302 of Virginia L. Giuffre, On 03/17/2011, Page 4 of 12

The same routine and pattern of massages and sexual activity between [redacted] and GIUFFRE continued for between one and two weeks. At times, [redacted]

b6
b7C

[redacted] offered GIUFFRE the option to quit her job at Mar-A-Lago and travel [redacted]. There was also discussion of GIUFFRE receiving massage training. GIUFFRE was to be paid \$200.00 per day for travel and \$200.00 per hour for massages.

Early in her relationship with [redacted] GIUFFRE met [redacted]

b6
b7C

[redacted] and was introduced as [redacted] assistant.

GIUFFRE soon began traveling [redacted]. For the initial six months, GIUFFRE traveled [redacted] around the United States and Caribbean, including California, New York City, New Mexico, and various business trips. During those trips, [redacted]

b6
b7C

Six to nine months after GIUFFRE began working for [redacted]

[redacted] GIUFFRE was introduced to [redacted] LNU, [redacted] in [redacted] Florida. [redacted] at the time. GIUFFRE met the couple at a condominium next to the [redacted]. The condominium was bought [redacted] and was a [redacted]. In the condominium, GIUFFRE provided a normal massage to [redacted] LNU. Shortly thereafter, [redacted] LNU [redacted] GIUFFRE provided an erotic massage to [redacted] GIUFFRE and [redacted]. GIUFFRE cleaned [redacted]. She was paid cash [redacted]. In addition, [redacted] paid GIUFFRE [redacted]. GIUFFRE was 16 years old at the time [redacted].

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GIUFFRE advised [redacted] introduced her to the drug Xanax. She explained that Xanax helped her escape from reality but allowed her to still function normally. Xanax helped her go forward with what she was doing with [redacted] and others. Her habit went from two pills per day up to eight pills per day.

b6
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GIUFFRE's second client was an academic of some sort described as an older American male [redacted] sent GIUFFRE from Miami International Airport to [redacted] by commercial airline. GIUFFRE was picked up at the airport by [redacted] and then taken to the island by boat. GIUFFRE

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Continuation of FD-302 of Virginia L. Giuffre, On 03/17/2011, Page 5 of 12

pointed out that [redacted] instructed GIUFFRE to entertain the client [redacted] and wanted to ride jet skis and participate in other island activities [redacted] GIUFFRE spent two days on the island with the client. GIUFFRE assumes the client also traveled [redacted] commercially.

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During the following several months, GIUFFRE traveled internationally [redacted] Prior to her traveling abroad [redacted] assisted GIUFFRE in getting her passport. GIUFFRE got passport photographs of herself and provided them to [redacted] The remaining paperwork was taken care of by [redacted] GIUFFRE traveled to Paris, France, the South of France, London, England, Africa, and Spain. While in Paris, GIUFFRE recalled staying at a hotel overlooking the Champs-Elysees. While traveling [redacted] GIUFFRE traveled on [redacted] a black plane. During the international travel, [redacted] At times, GIUFFRE would [redacted]

b6
b7C

Rarely a day would pass [redacted]

[redacted] contacted GIUFFRE through [redacted] and wanted to talk to GIUFFRE about [redacted] and offered GIUFFRE a contract. GIUFFRE agreed to the contract for her story and was paid \$140,000 for the story, \$10,000 when the article was printed, and another \$10,000 to be wired into GIUFFRE's account in May 2011. The contract prevented GIUFFRE from talking to any other press for a specified period. GIUFFRE advised that she provided [redacted] with detailed information [redacted]

b6
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[redacted]

b6
b7C

[redacted]

b6
b7C

31E-MM-108062

Continuation of FD-302 of Virginia L. Giuffre, On 03/17/2011, Page 6 of 12

[Redacted]

b6
b7C

[Redacted] At age 16, GIUFFRE met [Redacted] GIUFFRE believed she and [Redacted] were approximately the same age. GIUFFRE and [Redacted]

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b7C

[Redacted]

[Redacted] GIUFFRE would dress [Redacted]

b6
b7C

[Redacted]

b6
b7C

[Redacted] GIUFFRE, though [Redacted] explained [Redacted] GIUFFRE provided an [Redacted] GIUFFRE described [Redacted]

b6
b7C

An unknown individual [Redacted] GIUFFRE saw [Redacted] when she arrived at [Redacted] GIUFFRE had [Redacted] GIUFFRE said that day was a low stage in her relationship [Redacted] because she could not believe [Redacted] GIUFFRE never [Redacted]

b6
b7C

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Continuation of FD-302 of Virginia L. Giuffre, On 03/17/2011, Page 7 of 12

saw [redacted] GIUFFRE believed the girls may have been [redacted] but
GIUFFRE was not certain of [redacted] involvement.

b6
b7C

GIUFFRE had a picture of herself she wanted to give [redacted]

[redacted]

b6
b7C

GIUFFRE described some of the unique interior areas of [redacted]

[redacted]

b6
b7C

[redacted] which GIUFFRE referred to [redacted]

[redacted]

[redacted] which was where
GIUFFRE stayed. [redacted]

[redacted]

While in New York, GIUFFRE also stayed at an apartment on 66th street
[redacted] GIUFFRE was aware of [redacted] additional
apartments in the same building. According to [redacted] the
apartment building on 66th street was owned by [redacted] GIUFFRE
advised that she had a photograph of the interior of the 66th Street
apartment among other photos [redacted]

b6
b7C

GIUFFRE advised that some of her photographs that were provided to her
civil attorneys by her family were not returned. One of the missing photos
depicted GIUFFRE wearing a pink dress while seated on a quad bike.

[redacted] LNU was [redacted] female that formerly lived in [redacted]

[redacted]

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Continuation of FD-302 of Virginia L. Giuffre, On 03/17/2011, Page 8 of 12

LNU and GIUFFRE went shopping together and purchased clothing and sex toys. GIUFFRE explained that

[Redacted]

[Redacted]

[Redacted]

[Redacted]

[Redacted]

[Redacted]

b6
b7C

b6
b7C

GIUFFRE used a cellular telephone [Redacted] She believed it was a New York City number but could not recall the number. GIUFFRE and [Redacted]

[Redacted]

GIUFFRE could only remember faces [Redacted] not their names. GIUFFRE did not [Redacted] but she did try unsuccessfully to get [Redacted]

[Redacted]

GIUFFRE recalled [Redacted]

[Redacted] but she could

not recall the wording. [Redacted] LNU.

GIUFFRE advised [Redacted]

[Redacted]

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b7C

GIUFFRE traveled [Redacted] to a self-help conference at a hotel in New Orleans, Louisiana. The hotel was near the Hard Rock Café in New Orleans. GIUFFRE traveled the world [Redacted] including the USVI, New York, Santa Fe, Palm Beach, France, Africa, Spain and the United Kingdom.

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[Redacted]

[Redacted] GIUFFRE recalled visiting Alhambra Castle in Spain. [Redacted]

[Redacted] GIUFFRE eventually traveled to the United Kingdom and

b6
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31E-MM-108062

Continuation of FD-302 of Virginia L. Giuffre, On 03/17/2011, Page 9 of 12

while there [redacted] approached GIUFFRE in a very excited manner and told her they had to go shopping to pick out a dress because GIUFFRE would be dancing with [redacted]

b6
b7C

GIUFFRE and [redacted] went shopping and purchased makeup, clothing, and a Burberry bag. The items were purchased with [redacted] GIUFFRE and [redacted] returned [redacted] instructed GIUFFRE to get ready. When GIUFFRE came down after getting ready, she was introduced to [redacted]

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b7C

[redacted]

[redacted] GIUFFRE traveled to CLUB TRAMP [redacted] GIUFFRE danced [redacted] at CLUB TRAMP [redacted]

[redacted]

[redacted] stayed at CLUB TRAMP for an hour or hour and a half and drank a couple of cocktails before returning to [redacted] GIUFFRE had not received any direction from [redacted]

[redacted] After returning to [redacted] GIUFFRE requested [redacted] to take a photograph of her [redacted] GIUFFRE advised that she still had the original photograph in her possession and would provide it to the interviewing agents. GIUFFRE proceeded with [redacted]

[redacted]

Approximately two months later, GIUFFRE met [redacted] at

[redacted]

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[redacted] GIUFFRE recalled [redacted] LNU, [redacted]

[redacted]

[redacted] GIUFFRE recalled [redacted] joking about trading GIUFFRE in because she was getting too old.

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Continuation of FD-302 of Virginia L. Giuffre, On 03/17/2011, Page 10 of 12

GIUFFRE recalled meeting [redacted]

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b7C

[redacted] GIUFFRE was using Xanax heavily at the time, and her recollection was not clear. She remembered there were many models on the island that did not speak English along with a modeling person who had an unknown accent.

[redacted]

b6
b7C

[redacted] did not have a problem with GIUFFRE using prescription drugs.

[redacted] was described by GIUFFRE as a

b6
b7C

[redacted]

[redacted] (TRUE NAME UNKNOWN) [redacted]

[redacted] a ranch employee in [redacted] but GIUFFRE could not recall his name. She did have a photograph of the ranch employee.

b6
b7C

GIUFFRE met numerous famous people [redacted] including academics, politicians, and celebrities. She met [redacted] and [redacted] and [redacted]

b6
b7C

GIUFFRE received many gifts [redacted] including jewelry, watches, bags, shoes, make up, clothing, and home furnishings. [redacted]

b6
b7C

GIUFFRE left all of the items behind when she traveled to Thailand to receive massage training.

In August 2002, GIUFFRE traveled by commercial airline to Bangkok, Thailand and began her massage training at International Training Massage School (ITM) where she received her massage certification. She stayed at the Princess Hotel in Thailand [redacted]

[redacted] but never did. GIUFFRE met her future husband, [redacted] during her visit to Thailand. GIUFFRE contacted [redacted] telephonically and told him she had fallen in love with someone. [redacted]

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b7C

[redacted]

31E-MM-108062

Continuation of FD-302 of Virginia L. Giuffre, On 03/17/2011, Page 11 of 12

GIUFFRE had not heard from [redacted]

[redacted] GIUFFRE received a telephone call from [redacted] During that call [redacted] stated he was an FBI agent. He was trying to determine what she knew about [redacted]. She did not tell [redacted] anything about her knowledge of [redacted]. She also received another telephone call from a person that indicated he was an FBI agent. She did not tell that individual anything either. She also received a call from an attorney that was trying to determine if she had spoken with anyone or was willing to speak to anyone [redacted]

[redacted] She explained that she was receiving telephone calls from people whom she did not know and that she was uncomfortable telling them anything over the telephone.

b6
b7C

One or two weeks later, an unknown attorney and [redacted] contacted GIUFFRE telephonically. [redacted]

[redacted]

b6
b7C

GIUFFRE was using a cellular telephone belonging to her husband. She nor her husband could recall the telephone number but advised that the carrier was OPTUS telephone company.

GIUFFRE reviewed a series of photographs of individuals and identified the following:

- Page 1, number 1, [redacted]
- Page 1, number 2, [redacted] LNU, a.k.a. [redacted]
- Page 2, number 1, [redacted]
- Page 2, number 6, [redacted]
- Page 3, number 2, [redacted]
- Page 4, number 3, [redacted] LNU
- Page 4, number 7, [redacted]
- Page 4, number 8, [redacted]
- Page 5, number 1, [redacted]

b6
b7C

GIUFFRE advised that the following were familiar to her, but she could not recall their names or her association to them:

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Continuation of FD-302 of Virginia L. Giuffre, On 03/17/2011, Page 12 of 12

Page 1, number 4

Page 2, numbers 7 and 8

Page 3, number 8

Page 4, number 1

Page 5, numbers 5 and 8

The images reviewed by GIUFFRE were placed in a 1A envelope of the case file.

When questioned about United States Customs and Border (CBP) Patrol records of her entries into the United States, GIUFFRE advised that her January 2001 record was the return from her London, England trip [redacted]. [redacted] The April 2001 CBP record was her return to the United States [redacted]. [redacted] GIUFFRE could not recall her travel from March and May 2001 CPB records. GIUFFRE advised that her United States Passport was turned over to the United States Consulate in Sydney, Australia.

b6
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On March 18, 2011, writer, SA [redacted] and [redacted] traveled to GIUFFRE's residence where she provided 20 photographs and her ITM massage school certification. FD-597 Receipts for Property were executed for the items and a copy was provided to GIUFFRE. It is noted that the receipts were dated based on the United States Eastern Standard Time Zone date. The photographs, certification and original FD-597s were placed in a 1A envelopes of case file.

b6
b7C

EXHIBIT 32
(Filed Under Seal)

[REDACTED]

MS MAXWELL

VIRGINIA ROBERTS

ALL MS. MAXWELL AT

[REDACTED]

!!

USE JOJO'S CELL PHONE

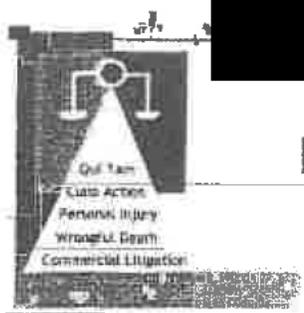
TO MAKE

FROM
DANNY
G-MA DAISY

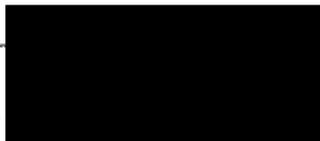


FYI - NANTHIDA THARANASSO MAY
STILL BE IN THAILAND DURING YOUR
STAY. IF SHE IS, SHE WILL BE
STAYING AT THE SAME HOTEL.

EXHIBIT 33
(Filed Under Seal)



Farmer, Jaffe, Weissing,
Edwards, Fistos & Lehrman, P.L.



December 30, 2014

New York Presbyterian Hospital
Weill Cornell Medical Center
Medical Records
525 East 68 Street
New York, NY 10065

RE: Request for MEDICAL RECORDS and BILLING
Our Client/Your Patient : Virginia Roberts
Date of Birth : [Redacted]
Dates Requested : January 1, 1998 ~ December 31, 2000 ✓
Our File Number : [Redacted]

To Whom It May Concern:

This is a follow up to our original December 1, 2014 request for medical records (a copy of same is attached for your convenience). Attached, please find a copy of the Refused/Returned Notice for your convenience. Pursuant to same, please be advised that we would like ALL records from August 9, 1983 – present. If that is too general/broad, please limit the search to January 1, 1998 to December 31, 2000.

Please contact us if the reproduction costs exceed \$50.00.

Please contact us if you have any questions or wish to discuss this matter further. We look forward to your prompt compliance with this request.

Very truly yours,
FARMER, JAFFE, WEISSING, EDWARDS, FISTOS & LEHRMAN, P.L.

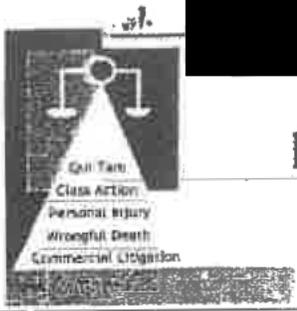
Amy W. Dishowitz, Paralegal
For Bradley J. Edwards, Esq.
BJE: awd
Enclosures

RECEIVED
JAN 06 2015

BY:

425 North Andrews Avenue, Suite 2, Fort Lauderdale, Florida 33301
954.524.2820 office 954.524.2822 fax





Farmer, Jaffe, Weissing,
Edwards, Fistos & Lehrman, P.L.

December 30, 2014

New York Presbyterian Hospital
Weill Cornell Medical Center
Medical Records
525 East 68 Street
New York, NY 10065

RE: Request for MEDICAL RECORDS and BILLING
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Date of Birth : [REDACTED]
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Very truly yours,
FARMER, JAFFE, WEISSING, EDWARDS, FISTOS & LEHRMAN, P.L.

Amy W. Dishowitz, Paralegal
For Bradley J. Edwards, Esq.
BJE: awd
Enclosures

RECEIVED
JAN 06 2015

BY: _____

425 North Andrews Avenue, Suite 2, Fort Lauderdale, Florida 33301
954.524.2820 office 954.524.2822 fax



DocType: EMERGENCY DEPT RECORD

NEW YORK-PRESBYTERIAN HOSPITAL
New York Weill Cornell Medical Center



48125

EMERGENCY NOTES, Continuation
EMERGENCY DEPARTMENT

Robert, Virginia
IF NO PLATE, PRINT NAME, SEX AND HISTORY NO.

Gyn Pk4-2 addendum

Pt seen + examined by me.
 18 y/o G, P0010 LMP 6/9/01 ± 3 wks of generalized
 periumbilical + pelvic pain, worsening over this
 time, ⊕ nausea ⊕ emesis 5 T day, ⊕ diarrhea.
 Urinary ex, monog. relationship x 2 yrs, Pk10 STDs/RSD
 Plafloxacin in ED, USS
 Abd soft, ⊕ BS, ⊕ RLQ + LLQ TTP, ⊕ P/G, ⊕ masses
 SSE: ⊕ occluded ⊕ white dc, ⊕ blood
 VE: generalized discomfort + exam, B/L
 LQ tenderness, B/L adnexal tenderness, discomfort
 on palpation of uterus, mild CNT.
 ER Sono: uterus ± thin + EMS 2-3mm
 L ov 4 cm x 1.5 cm ± mult follicles
 R ov 4.2 cm x 1.7 cm ± mult follicles
 trace FF in CDS, ⊕ masses seen
 ⊕ discomfort during sonogram.
 Wet prep: ⊕ blue cells, rare WBC's
 b.2) 3f.2 UPT ⊕

A/P: 18 y/o ♀ ± abd pain, ⊕ N/V/D, afebrile + NL
 send WBC. Doubt STD given afebrile, NL WBC, ⊕ wet
 prep. Possible etiologies include ruptured ovary
 given trace FF, would also w/o appendicitis,
 consider other GI pathology given GI sx's.
 Doubt acute gyn pathology at this time.
 - Will treat empirically w/ pelvic discomfort
 with ^{empiric} CT on pelvic exam likely 2° peritoneal
 irritation.
 Will treat empirically ± Ceftriaxone
 250 mg IM q 8h and Zithro 1g PO qd
 Would recommend CT Abd/Pelvis
 - have discussed ± Dr Palermo and Dr Charles -
 Rawlins

48125 (2/00) - Pt to f/u in gyn clinic on 7/13/01
 - Return if feat, worsening sx.
 S. P. P. 7/22

MEDICAL RECORD



DocType: EMERGENCY DEPT RECORD

Standard Register # 418026

NEW YORK-PRESBYTERIAN HOSPITAL
New York Weill Cornell Medical Center



49125

EMERGENCY NURSING FLOW SHEET
EMERGENCY DEPARTMENT

Roberts Virginia

DATE 7/09/01	LOCATION ambulatory	WEIGHT	IF NO PLATE, PRINT NAME, SEX AND MEDICAL RECORD NO.		
ALLERGIES NKDA	NURSE [Signature]	INITIALS [Signature]	ALLERGIES NKDA	NURSE [Signature]	INITIALS [Signature]

TIME	BP	T	P	R	Notes
20:45	102/66	37	PP	18	At AOX3, respirations quiet & unlabored. Pt states pain has decreased but she is still experiencing headache. Pt refused IV at this time. Suspect persistent acetabular fracture & pt. at pain. Motion +20% per as order. Pt began drinking antacid. To go to CT scan. Pt refused to go to CT scan. 5 cl at this time.
8:15	106/68		M	18	TCT scan via wheelchair. Pt back from CT scan. Audit done. Pt refused antibiotics @ this time and report will wait until cultures come back. Dr. Kaplan made aware, gyno notified, and will come to speak to pt. At 8:30 PM, pt. did written + verbal instructions for pain + medication. [Signature]

TIME	MEDICATIONS	RN	TIME	MEDICATIONS	RN	INITIAL STUDIES/RAYS
20:50	Pain relief PO	[Signature]				<input type="checkbox"/> CBC <input type="checkbox"/> TRC
12:15	Antibiotics PO	[Signature]				<input type="checkbox"/> Lyles <input type="checkbox"/> Card, Eng.
8:30	Antibiotics PO	[Signature]				<input type="checkbox"/> BUN/Cr <input type="checkbox"/> Bid Cult
						<input type="checkbox"/> Pt. PTT <input type="checkbox"/> ABG
						<input type="checkbox"/> Profile <input type="checkbox"/> EKG
						<input type="checkbox"/> Amylase <input type="checkbox"/> Urine HCG
						<input type="checkbox"/> UA <input type="checkbox"/> CES
						<input type="checkbox"/> X-Ray and Other

DocType: EMERGENCY DEPT RECORD

NEW YORK-PRESBYTERIAN HOSPITAL
New York Weill Cornell Medical Center



48125

EMERGENCY NOTES, Continuation
EMERGENCY DEPARTMENT

Roberts, Virginia



IF NO PLATE, PRINT NAME, SECOND HISTORY NO.

7/11/01
 Pt called for GC/diagnostic and urine culture
 results - reported to pt. as negative. Pt. brought ANP

48125 (2/88)

37 146

MEDICAL RECORD



ed by DIN9011

Page 6

01-08-2015 21:16:54

DocType: PROGRESS NOTES

NEW YORK-PRESBYTERIAN HOSPITAL
New York Weill Cornell Medical Center

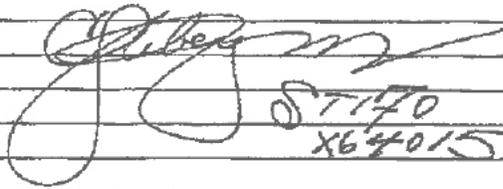


45104

Virginia Roberts

PROGRESS NOTES

IF NO PLATE, PRINT NAME, SEX AND MEDICAL RECORD NO

DATE (MO., DT., YR.)	LOCATION	SERVICE	AGE	DOCTOR
7.10.01		Internal Med		
<p>18yo f c N/V / abdominal pain / vag bleeding. Saw pt in office 7.9 pm. 3 weeks of vaginal spotting, 2 days prior to 10²³, N/V x 12 hours. At in office, BP 90/palp c pulse 126-130. CMT on exam. Sent to ER for IV hydration & GYN work. Pt refused IVF in ER. GYN w/ul per note indicated a pelvic US. CT also done - reported "normal." Pt has no localizing S/S on exam & CMT. Jittery. Has cervicitis S 2/0 PID or studies. Agree c prophylactic Rx for Chlamydia & G/C while cultures are p. Can E/M c me in my office 7/11 or 7/12.</p>				
				 ST170 X64015

45104 (Rev 7)



ed by DIN8011

DocType: LAB REPORTS

525 East 68th Street, New York, N.Y.10021
M. Desmond Burke, M.D., Laboratory Director

Patient Name: ROBERTS, VIRGINIA L.

CLIENT INFORMATION:
EMOND, STEPHEN D MD
525 East 68th Street
New York NY 100210000
Client#: 00000
NEW YORK HOSPITAL

Req#:

Coll Date: 07/09/2001 Recvd Date: 07/09/2001 Rpt Date: 07/10/2001
Coll Time: 1911 Recvd Time: 1911 Rpt Time: 0438

FINAL

TEST NAME	ABNORMAL	NORMAL	REFERENCE	UNITS
<u>COMPLETE BLOOD COUNT</u>				
<u>WBC</u>		<u>8.2</u>	<u>3.4-11.2</u>	<u>K/uL</u>
<u>RBC</u>		<u>4.23</u>	<u>3.80-5.20</u>	<u>M/uL</u>
<u>HGB</u>		<u>13.2</u>	<u>11.7-16.0</u>	<u>g/dL</u>
<u>HCT</u>		<u>38.2</u>	<u>35.0-47.0</u>	<u>%</u>
<u>MCV</u>		<u>90.3</u>	<u>81.0-100.0</u>	<u>fL</u>
<u>MCH</u>		<u>31.2</u>	<u>27.0-34.0</u>	<u>pg</u>
<u>MCHC</u>		<u>34.6</u>	<u>32.0-36.0</u>	<u>g/dL</u>
<u>RDW</u>		<u>13.6</u>	<u>11.0-14.0</u>	<u>%</u>
<u>PLATELET</u>		<u>272.0</u>	<u>150.0-450.0</u>	<u>K/uL</u>
<u>MPV</u>		<u>10.4</u>	<u>6.0-12.0</u>	<u>fL</u>
<u>AUTOMATED DIFFERENTIAL</u>				
<u>NEUT %</u>	<u>83.4 H</u>		<u>45.0-75.0</u>	<u>%</u>
<u>LYMPH %</u>	<u>8.1 L</u>		<u>20.0-50.0</u>	<u>%</u>
<u>MONO %</u>		<u>7.6</u>	<u>2.0-11.0</u>	<u>%</u>
<u>EOS %</u>		<u>0.5</u>	<u>0.0-5.0</u>	<u>%</u>
<u>BASO %</u>		<u>0.4</u>	<u>0.0-1.0</u>	<u>%</u>
<u>NEUT ABS</u>	<u>6.8 H</u>		<u>2.1-4.9</u>	<u>K/uL</u>
<u>LYMPH ABS</u>	<u>0.7 L</u>		<u>1.4-2.8</u>	<u>K/uL</u>
<u>MONO ABS</u>		<u>0.6</u>	<u>0.2-0.9</u>	<u>K/uL</u>
<u>EOS ABS</u>		<u>0.0</u>	<u>0.0-0.3</u>	<u>K/uL</u>
<u>BASO ABS</u>		<u>0.0</u>	<u>0.0-0.1</u>	<u>K/uL</u>



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DocType: LAB REPORTS

L=LOW, H=HIGH

Page: 1
CONTINUED

OUTPATIENT REPORT



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Page 2

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DocType: LAB REPORTS

M. Desmond Burke, M.D., Laboratory Director

Patient Name: ROBERTS, VIRGINIA L.

CLIENT INFORMATION:
EMOND, STEPHEN D MD
525 East 68th Street
New York NY 100210000
Client#: 00000
NEW YORK HOSPITAL

Coll Date: 07/09/2001 Recvd Date: 07/09/2001 Rpt Date: 07/10/2001
Coll Time: 1911 Recvd Time: 1911 Rpt Time: 0438
FINAL

<u>TEST NAME</u>	<u>ABNORMAL</u>	<u>NORMAL</u>	<u>REFERENCE</u>	<u>UNITS</u>
<u>ROUTINE CHEMISTRY</u>				
<u>AMYLASE</u>		<u>46</u>	<u>15-127</u>	<u>U/L</u>

Page: 2
CONTINUED

OUTPATIENT REPORT



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Page 3

01-06-2015 21:17:11

DocType: LAB REPORTS

Patient Name: ROBERTS, VIRGINIA L.

CLIENT INFORMATION:

Med Rec #: [REDACTED]
Date of Birth: [REDACTED] Sex: F

EMOND, STEPHEN D MD
525 East 68th Street
New York NY

100210000
Req#|||

Client#: 00000
NEW YORK HOSPITAL

Coll Date: 07/09/2001
07/10/2001
Coll Time: 1911

Recvd Date: 07/09/2001
Recvd Time: 1911
FINAL

Rpt Date:
Rpt Time: 0438

CANCELLED TESTS

<u>PROCEDURE</u>	<u>DRAWN DATE</u>	<u>REASON</u>
BASIC METABOL PANEL Order Entry Error	07/09/01	

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END OF CHART



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DocType: LAB REPORTS

525 East 68th Street, New York, N.Y. 10021
 M. Desmond Burke, M.D., Laboratory Director

Patient Name: ROBERTS, VIRGINIA L.
 Med Rec #: [REDACTED]
 Req#: [REDACTED]

CLIENT INFORMATION:
 EMOND, STEPHEN D MD
 525 East 68th Street
 New York NY 100210000
 Client#: 00000
 NEW YORK HOSPITAL

Coll Date: 07/09/2001 Recvd Date: 07/09/2001 Rpt Date: 07/10/2001
 Coll Time: 1855 Recvd Time: 1913 Rpt Time: 0438
 FINAL

TEST NAME	ABNORMAL	NORMAL	REFERENCE	UNITS
<u>MACROSCOPIC URINALYSIS</u>				
<u>COLOR</u>		DK YELLO	YELLOW	
<u>APPEARANCE</u>		CLEAR	CLEAR	
<u>PROTEIN</u>	30+		NEGATIVE	
<u>BLOOD</u>		NEGATIVE	NEGATIVE	
<u>GLUCOSE</u>		NEGATIVE	NEGATIVE	
<u>KETONES</u>	TRACE*		NEGATIVE	
<u>pH</u>		7.0	4.8-8.0	
<u>BILIRUBIN</u>		NEGATIVE	NEGATIVE	
<u>SP GRAVITY</u>		1.025	1.005-1.030	
<u>NITRATE</u>		NEGATIVE	NEGATIVE	
<u>LEUKOCYTE ESTER</u>		NEGATIVE	NEGATIVE	

<u>MICROSCOPIC URINALYSIS</u>				
<u>NOTE</u>		SEE NOTE		
<u>RBC/HPF</u>		0-2	0-2	
<u>WBC/HPF</u>		0-2	0-2	
<u>RENAL EPITH</u>		NEGATIVE	NEGATIVE	

NOTE (09/06/2000 -- Current)

THIS URINE HAS BEEN EXAMINED FOR WBC, RBC, CASTS, CRYSTALS AND EPIITHELIAL CELLS. ANY OF THESE ELEMENTS NOT REPORTED WAS NOT FOUND.



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 DocType: LAB REPORTS

^=ABNORMAL, f=FOOTNOTE

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CONFIDENTIAL

GIUFFRE003272

DocType: LAB REPORTS

525 East 68th Street, New York, N.Y.10021
 M. Desmond Burke, M.D., Laboratory Director

Patient Name: ROBERTS, VIRGINIA L.

CLIENT INFORMATION:
 EMOND, STEPHEN D MD
 525 East 68th Street
 New York NY 100210000
 Client#: 00000
 NEW YORK HOSPITAL

Coll Date: 07/09/2001 Recvd Date: 07/09/2001 Rpt Date: 07/10/2001
 Coll Time: 1915 Recvd Time: 1925 Rpt Time: 0438

FINAL

TEST NAME	ABNORMAL	NORMAL	REFERENCE	UNITS
<u>ROUTINE CHEMISTRY</u>				
<u>GLUCOSE</u>	115 H		70-105	mg/dL
<u>UREA NITROGEN</u>		8	5-25	mg/dL
<u>CREATININE</u>		0.8	0.5-1.5	mg/dL
<u>SODIUM</u>		138	133-147	mmol/L
<u>POTASSIUM</u>		3.6	3.2-5.2	mmol/L
<u>CHLORIDE</u>		103	94-110	mmol/L
<u>CO2</u>	21 L		22-32	mmol/L
<u>ANION GAP</u>		14	05-17	
<u>URIC ACID</u>		3.2	2.5-7.5	mg/dL
<u>CALCIUM</u>		9.0	8.5-10.5	mg/dL
<u>PHOSPHORUS</u>		3.4	2.2-4.2	mg/dL
<u>PROTEIN, TOTAL</u>		7.7	5.5-8.0	g/dL
<u>ALBUMIN</u>		4.3	3.0-5.0	g/dL
<u>GLOBULIN</u>	3.4 H		1.8-3.3	g/dL
<u>BILIRUBIN TOT</u>		0.7	0.2-1.3	mg/dL
<u>BILIRUBIN DIR</u>		0.2	0.1-0.4	mg/dL
<u>BILIRUBIN IND</u>		0.5	0.1-0.8	mg/dL
<u>CHOLESTEROL</u>		130 f	< 200	mg/dL
<u>MAGNESIUM</u>		1.6	1.5-1.9	mEq/L
<u>AST</u>		30	0-45	U/L
<u>ALT</u>		13	0-45	U/L

CHOLESTEROL (03/17/1999 - Current)



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DocType: LAB REPORTS

DESIRABLE: <200 mg/dL
BORDERLINE HIGH: 200-239 mg/dL
HIGH: >=240 mg/dL

L=LOW, H=HIGH, f=FOOTNOTE

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OUTPATIENT REPORT



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Page 8

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DocType: LAB REPORTS

M. Desmond Burke, M.D., Laboratory Director

Patient Name: ROBERTS, VIRGINIA L.

CLIENT INFORMATION:
EMOND, STEPHEN D MD
525 East 68th Street
New York NY 100210000
Client#: 00000
NEW YORK HOSPITAL

Coll Date: 07/09/2001 Recvd Date: 07/09/2001 Rpt Date: 07/10/2001
Coll Time: 1915 Recvd Time: 1925 Rpt Time: 0438

FINAL

TEST NAME	ABNORMAL	NORMAL	REFERENCE	UNITS
<u>ROUTINE CHEMISTRY</u>				
<u>LD</u>		<u>183</u>	<u>80-225</u>	<u>U/L</u>
<u>ALKALINE PHOS</u>		<u>76</u>	<u>30-110</u>	<u>U/L</u>
<u>CORONARY RISK</u>				
<u>CHOLESTEROL</u>		<u>130</u>	<u>< 200</u>	<u>mg/dL</u>

DESIRABLE: <200 mg/dL
BORDERLINE HIGH: 200-239 mg/dL
HIGH: >=240 mg/dL



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DocType: LAB REPORTS

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DocType: LAB REPORTS

525 East 68th Street, New York, N.Y.10021
M. Desmond Burke, M.D., Laboratory Director

Patient Name: ROBERTS, VIRGINIA L.

CLIENT INFORMATION:
EMOND, STEPHEN D MD
525 East 68th Street
New York NY 100210000
Client#: 00000
NEW YORK HOSPITAL

Coll Date: 07/09/2001 Recvd Date: 07/09/2001 Rpt Date: 07/10/2001
Coll Time: 1934 Recvd Time: 1934 Rpt Time: 0438
FINAL

TEST NAME ABNORMAL NORMAL REFERENCE UNITS

SENDOUT CULTURES

BLOOD GROUP AND TYPE

PROCEDURE: ABO RH

07/09/2001 1934 A POS

ANTIBODY SCREEN AND WORKUP

PROCEDURE: ABSC INT

07/09/2001 1934 NOTIMMED



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DocType: LAB REPORTS

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DocType: LAB REPORTS

525 East 68th Street, New York, N.Y. 10021
M. Desmond Burke, M.D., Laboratory Director

Patient Name: ROBERTS, VIRGINIA L.

CLIENT INFORMATION:
EMOND, STEPHEN D MD
525 East 68th Street
New York NY 100210000
Client#: 00000
NEW YORK HOSPITAL

Coll Date: 07/09/2001 Recvd Date: 07/10/2001 Rpt Date: 07/11/2001
Coll Time: 0941 Recvd Time: 0941 Rpt Time: 0452
FINAL

TEST NAME ABNORMAL NORMAL REFERENCE UNITS

	<u>GC-CHLAMYDIA</u>		
<u>CHLAMYDIA-GC BY AMPLIFICATION</u>			
<u>CHLA SWAB SOURC</u>		<u>CERVIX</u>	
<u>CHLA SWAB</u>	<u>NEGATIVE</u>		<u>NEGATIVE</u>
<u>GC SWAB SOURCE</u>		<u>CERVIX</u>	
<u>GC SWAB</u>	<u>NEGATIVE</u>		<u>NEGATIVE</u>

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DocType: LAB REPORTS

525 East 68th Street, New York, N.Y.10021
M. Desmond Burke, M.D., Laboratory Director

Patient Name: ROBERTS, VIRGINIA L.

CLIENT INFORMATION:
EMOND, STEPHEN D MD
525 East 68th Street
New York NY 100210000
Client#: 00000
NEW YORK HOSPITAL

Coll Date: 07/09/2001 Recvd Date: 07/10/2001 Rpt Date: 07/11/2001
Coll Time: 1929 Recvd Time: 0941 Rpt Time: 0452

PARTIAL

TEST NAME ABNORMAL NORMAL REFERENCE UNITS

GENITAL:CULTURE-SCREEN

GENITAL CULTURE COLLECTED: 07/09/01 1929
SOURCE:CERVIX RECEIVED: 07/10/01 0941
FREETEXT SOURCE: STARTED: 07/10/01 0941
ACCESSION# 01-NE-01-045532

STAINS & PREPS

07/10/2001 1342

MANY GRAM POSITIVE BACILLI CONSISTENT WITH LACTOBACILLI

MODERATE EPITHELIAL CELLS

MODERATE WBC SEEN

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DocType: LAB REPORTS

525 East 68th Street, New York, N.Y. 10021
M. Desmond Burke, M.D., Laboratory Director

Patient Name: ROBERTS, VIRGINIA L.

CLIENT INFORMATION:
EMOND, STEPHEN D MD
525 East 68th Street
New York NY 100210000
Client#: 00000
NEW YORK HOSPITAL

Coll Date: 07/09/2001 Recvd Date: 07/10/2001 Rpt Date: 07/12/2001
Coll Time: 1929 Recvd Time: 0941 Rpt Time: 0532
PARTIAL

TEST NAME ABNORMAL NORMAL REFERENCE UNITS

GENITAL: CULTURE-SCREEN

GENITAL CULTURE COLLECTED: 07/09/01 1929
SOURCE: CERVIX RECEIVED: 07/10/01 0941
PRETEXT SOURCE: STARTED: 07/10/01 0941
ACCESSION#: C1-MB-01-045532

*** STAINS & PREPS ***

07/10/2001 1342

MANY GRAM POSITIVE BACILLI CONSISTENT WITH LACTOBACILLI
MODERATE EPITHELIAL CELLS
MODERATE WBC SEEN

--- PRELIMINARY REPORT ---

07/11/2001 1037

MODERATE GRAM POSITIVE BACILLI CONSISTENT WITH
LACTOBACILLI
CULTURE BEING HELD FOR FURTHER EVALUATION



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DocType: LAB REPORTS

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DocType: LAB REPORTS

525 East 68th Street, New York, N.Y. 10021
M. Desmond Burke, M.D., Laboratory Director

CLIENT INFORMATION:
EMOND, STEPHEN B MD
525 East 68th Street
New York NY 100210000
Client#: 00000
NEW YORK HOSPITAL

Coll Date: 07/09/2001 Recvd Date: 07/10/2001 Rpt Date: 07/12/2001
Coll Time: 1855 Recvd Time: 1102 Rpt Time: 0532
FINAL

TEST NAME ABNORMAL NORMAL REFERENCE UNITS

URINE CULTURE

URINE CULTURE COLLECTED: 07/09/01 1855
SOURCE: URINE CLEAN CATCH RECEIVED: 07/10/01 1102
FREETEXT SOURCE: STARTED: 07/10/01 1102

ACCESSION#: 01-MB-01-048573

FINAL REPORT

07/11/2001 1323

NO GROWTH (<1,000 CFU/ML)

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DocType: LAB REPORTS

525 East 68th Street, New York, N.Y.10021
M. Desmond Burke, M.D., Laboratory Director

Patient Name: ROBERTS, VIRGINIA L.

CLIENT INFORMATION:
EMOND, STEPHEN D MD
525 East 68th Street
New York NY 100210000
Client#: 00000
NEW YORK HOSPITAL

Coll Date: 07/09/2001 Recvd Date: 07/10/2001 Rpt Date: 07/13/2001
Coll Time: 1929 Recvd Time: 0941 Rpt Time: 0541

PARTIAL

TEST NAME ABNORMAL NORMAL REFERENCE UNITS

GENITAL: CULTURE- SCREEN

GENITAL CULTURE COLLECTED: 07/09/01 1929
SOURCE: CERVIX RECEIVED: 07/10/01 0941
FREETEXT SOURCE: STARTED: 07/10/01 0941
ACCESSION#: 01-MB-01-045532

STAINS & PREPS

07/10/2001 1343

MANY GRAM POSITIVE BACILLI CONSISTENT WITH LACTOBACILLI
MODERATE EPITHELIAL CELLS
MODERATE WBC SEEN

PRELIMINARY REPORT

07/11/2001 1037

MODERATE GRAM POSITIVE BACILLI CONSISTENT WITH
LACTOBACILLI
CULTURE BEING HELD FOR FURTHER EVALUATION

07/12/2001 1130

MODERATE GRAM POSITIVE BACILLI CONSISTENT WITH
LACTOBACILLI
CULTURE BEING HELD FOR FURTHER EVALUATION



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DocType: LAB REPORTS

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DocType: LAB REPORTS

525 East 68th Street, New York, N.Y.10021
M. Desmond Burke, M.D., Laboratory Director

Patient Name: ROBERTS, VIRGINIA L.
Med Rec #: [REDACTED]

CLIENT INFORMATION:
EMOND, STEPHEN D MD
525 East 68th Street
New York NY 100210000
Client#: 00000
NEW YORK HOSPITAL

Coll Date: 07/09/2001 Recvd Date: 07/10/2001 Rpt Date: 07/14/2001
Coll Time: 1929 Recvd Time: 0941 Rpt Time: 0431
FINAL

TEST NAME ABNORMAL NORMAL REFERENCE UNITS

GENITAL: CULTURE-SCREEN

GENITAL CULTURE COLLECTED: 07/09/01 1929
SOURCE: CERVIX RECEIVED: 07/10/01 0941
PRETEXT SOURCE: STARTED: 07/10/01 0941
ACCESSION# 01-MB-01-045532

STAINS & PREPS

07/10/2001 1342

MANY GRAM POSITIVE BACILLI CONSISTENT WITH LACTOBACILLI
MODERATE EPITHELIAL CELLS
MODERATE WBC SEEN

PRELIMINARY REPORT

07/11/2001 1037

MODERATE GRAM POSITIVE BACILLI CONSISTENT WITH
LACTOBACILLI
CULTURE BEING HELD FOR FURTHER EVALUATION

07/12/2001 1130

MODERATE GRAM POSITIVE BACILLI CONSISTENT WITH
LACTOBACILLI
CULTURE BEING HELD FOR FURTHER EVALUATION

FINAL REPORT

07/13/2001 1117

MODERATE GRAM POSITIVE BACILLI CONSISTENT WITH



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DocType: LAB REPORTS

LACTOBACILLI

NO NEISSERIA GONORRHEAE ISOLATED

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END OF CHART



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DocType: ORDERS

NEW YORK-PRESBYTERIAN HOSPITAL
New York Weill Cornell Medical Center



45171

ROBERTS, VIRGINIA L.

DIAGNOSTIC PROCEDURE ORDER FORM

- (1) **MD/NP:** Indicate test(s) to be performed by checking appropriate box on completing the section "Other Procedure Not Listed". Indicate priority rating for each and complete Clinical Data Section Sign order form.
- (2) **Unit Clerk:** Fax this form to appropriate test area(s) and complete the following:
Date Rec'd _____ Time _____ Clerk Initials _____
- (3) **Test Area:** Call the Clerk and provide date(s) and time(s) test(s) will be done.
Unit Clerk: Write the Date and Time, as provided by test area, onto this form.
- (4) **Unit Clerk:** Follow current procedure for posting order to unit and place form in medical record.
- (5) **RN:** Verify order and sign on designated line.
- (6) **Physio Radiology:** Do not test form. Phone-calls to request exam. Give yellow copy to Tech.

P Indicates Prep. is required. C Indicates WRITTEN CONSENT is Required

TESTS	A-13-15W	B-12-15P	C-15-15A
CARDIOLOGY	PRIORITY 1, 2 or 3	FAX	TO BE DONE DATE TIME
<input type="checkbox"/> Echo <input type="checkbox"/> PORT		88701	
<input type="checkbox"/> EKG <input type="checkbox"/> PORT		88701	
<input type="checkbox"/> Signal Average EKG		88701	
<input type="checkbox"/> Holter Monitor		88701	
<input type="checkbox"/> E.T.T.		88701	
PULMONARY			
<input type="checkbox"/> PFTs		88808	
NEUROLOGY			
<input type="checkbox"/> DOPPLER:			
<input type="checkbox"/> CAROTID		88884	
<input type="checkbox"/> TRANSCRANIAL		88884	
NUCLEAR MEDICINE			
<input type="checkbox"/> Bone Scan P		88873	
<input type="checkbox"/> Gallium P		88873	
<input type="checkbox"/> Biliary P		88873	
<input type="checkbox"/> DPX P		88873	
<input type="checkbox"/> Renal P		88873	
<input type="checkbox"/> VO P		88873	
<input type="checkbox"/> RMCA		88873	
<input type="checkbox"/> Thallium		88873	
<input type="checkbox"/> Thyroid			

OTHER PROCEDURES NOT LISTED:
 Hand HPT

UNIT	ROOM #	PRIORITY RATING: 1 = EMBLEMIC (RUSH) 2 = URGENT (STAT)	FAX	TO BE DONE DATE TIME
RADIOLOGY				
<input type="checkbox"/> Abdomen			28098	
<input type="checkbox"/> Flat <input type="checkbox"/> Erect			28098	
<input type="checkbox"/> CXR			28098	
<input type="checkbox"/> Flat <input type="checkbox"/> Right <input type="checkbox"/> Left			28098	
<input type="checkbox"/> Hand <input type="checkbox"/> Right <input type="checkbox"/> Left			28098	
<input type="checkbox"/> Arm <input type="checkbox"/> Right <input type="checkbox"/> Left			28098	
<input type="checkbox"/> Pelvis			28098	
<input type="checkbox"/> Ribs			28098	
<input type="checkbox"/> Spine <input type="checkbox"/> Cervical			28098	
<input type="checkbox"/> Mammogram			28098	
<input type="checkbox"/> Portable			28098	
FLUOROSCOPY				
<input type="checkbox"/> Be E P			28098	
<input type="checkbox"/> IVP C,P			28098	
<input type="checkbox"/> Small Bowel Series P			28098	
<input type="checkbox"/> UGI Series P			28098	
SONOGRAPHY				
<input type="checkbox"/> Abdomen P			80137	
<input type="checkbox"/> OB/GYN P			80137	
<input type="checkbox"/> Pelvis P			80137	
<input type="checkbox"/> Scrotum P			80137	
<input type="checkbox"/> Thyroid P			80137	
<input type="checkbox"/> Renal P			80137	
<input type="checkbox"/> Head P			80137	
<input type="checkbox"/> Other <i>Shoulder</i> P			80137	
CAT SCAN C,P				
<input type="checkbox"/> Head			88080	
<input type="checkbox"/> Cervical Spine			88080	
<input type="checkbox"/> Thoracic Spine			88080	
<input type="checkbox"/> Lumbar Spine			88080	
<input type="checkbox"/> Chest			88044	
<input type="checkbox"/> Abdomen			88044	
<input checked="" type="checkbox"/> Pelvis			88044	
* With Contrast - P. Requires HPO 4 ml. Requires I&M & Cons.				
MRI				
<input type="checkbox"/> Extremity			88046	
<input type="checkbox"/> Head			88046	
<input type="checkbox"/> Spine			88046	
<input type="checkbox"/> With GAD			88046	

CLINICAL DATA

Pediatric Patient: for Pediatric Radiology (M-F 8am - 4pm) fax to 80138
for Pediatric Cardiology fax to 88373

Consent Obtained

Respiratory Precautions

Wound/Skin Precautions

Pregnancy

Pre-Op Date of Surgery _____

Clinical History: _____

For Contrast Studies: BUN _____ Creat. _____

Ordering Physician/NP RICHSTONE ID Code R507A Beeper # 11171

Date 7/10/19 Time 12:30 AM Attending MD _____

RN Signature _____ RN _____ CHART COPY



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DocType: ORDERS

PROCEDURE ORDER FORM

Many of the Radiology examinations require that the patient be prepared for the procedure that is being ordered. We have included a brief description of the most common procedures, HOWEVER, all exams are included in the Manual of Laboratory, X-Ray, and Special Procedures and are contained in the Ancillary Services section in this manual. The procedure in the manual contains a brief description, indications, contraindications, patient preps and special instructions.

Please call Pediatric Radiology x62554 for modified preps for pediatric cases.

NOTE: **SEQUENCING** of exams is critical when ordering multiple exams. Barium studies generally should be done after other diagnostic procedures. See Manual for more complete information or discuss with Radiologist so as not to delay patient care.

G.I. Series

Prep: N.P.O. from Midnight day before study. Suspend all medication except essential.

Antispasmodics should be discontinued 24 hours before procedure.

Aftercare: mild laxative and fluids.

Barium Enema

Prep: Clear fluids 24 hours prior to study,

60 ml magnesium citrate by mouth at 6 PM day before study.

4 bisacodyl tablets (dulcolax) by mouth at 10 PM the night before exam.

1 bisacodyl suppository morning of exam.

Nothing by mouth after midnight.

I.V.P. (Intravenous Pyelogram)

Prep: 10 ounces of magnesium citrate at 6 PM evening before exam.

Nothing by mouth after midnight.

C.T. (Head & Body)

Prep: Clear fluids 4 hours prior to study. Contrast injection requires the patient be NPO for at least 4 hours prior to study. Patients must be cooperative and able to hold their breath for Body CT's.

Aftercare: Patients receiving contrast should be hydrated.

MRI

CONTRAINDICATIONS: ① Patients over 300 lbs. ② Patients with PACEMAKERS CANNOT BE DONE. ③ Patients with metal surgical clips and other prosthetic devices should consult with the Radiologist before ordering MRI's. ④ Claustrophobia and inability to remain still are also contraindication and sedation may be required. SEE MANUAL FOR COMPLETE DETAILS.

Sonograms

PELVIC/OBSTETRICAL: Requires full bladder. Patient should drink water and maintain a full bladder.

ABDOMINAL/AORTIC RENAL: Clear liquid diet for 24 hours prior to exam.

Nuclear Medicine - SPECIAL CONSIDERATIONS:

- To obtain an adequate study, patient must be able to lie quietly for up to one hour in supine position. Adequate sedation is absolutely necessary in the restless patient.
- For biliary, meckel's, cardiac, and aortic studies requiring sedation, the patient must be fasting for a minimum of four hours prior to test.
- Radioactive iodine is used for thyroid uptake and scanning. Do not schedule test if any of the following drugs or foods have been ingested within minimal time limits indicated:
 - Iodine Compound (Lugol's Potassium Iodide, Kelp): 1-2 weeks
 - Seafood, Ovaltine, vitamin pills, Oranide, Cambid: 3-5 days
 - Diodrast, Hypaque (i.e., IVP's and arteriograms): 1-2 weeks
 - Priodax, Telepaque, etc. (i.e. gallbladder series): 3-6 months
 - Lipiodol (i.e., bronchograms): at least 6 months
 - Anti-thyroid drugs (i.e., Propylthiouracil, Tapazole): 7 days. If in preparation for urgent radiiodine treatment, consultation is advised.
 - Thyroid substance (i.e., desiccated thyroid, Thyroxine): 4 weeks
 - Tri-iodothyronine (Cytomel): 10-12 days.

If special circumstances require evaluation despite the above indications (contraindications) Nuclear Medicine physician consultation advised.

DocType: ORDERS

NEW YORK-PRESBYTERIAN HOSPITAL
New York Weill Cornell Medical Center



45171

**PHYSICIAN'S ORDERS
EMERGENCY DEPARTMENT**

ROBERTS, VIRGINIA L.

IF NO PLATE, PRINT NAME, SEX AND MEDICAL RECORD NO.

Date: 7/9/01	Time: 19:00	Diagnosis:
Allergies:		
Vital Signs:	<input type="checkbox"/> Routine	<input type="checkbox"/> q 1 hour
Activity:	<input type="checkbox"/> Routine	<input type="checkbox"/> Bedrest
Diet:	<input type="checkbox"/> Regular	<input type="checkbox"/> NPO
IV:	<input type="checkbox"/> Heptlock	<input type="checkbox"/> Fluids:
Oxygen:	<input type="checkbox"/> Nasal Cannula _____ L/min	<input type="checkbox"/> Face Mask _____ %
Precautions:	<input type="checkbox"/> Airborne	<input type="checkbox"/> Droplet
Other:	<input type="checkbox"/> Cardiac Monitor	<input type="checkbox"/> ECG
Labs (circle):	<input checked="" type="checkbox"/> CBC/diff/pla	Relc. Ct.
<input checked="" type="checkbox"/> Lytes/BUN/C	Glucose	Ca Mg
<input checked="" type="checkbox"/> Admission Profile	LFTs	Cardiac Enzymes
ETOH level	Aspirin level	Acetaminophen level
<input checked="" type="checkbox"/> UA	Urine C & S	Urine HCG
Type & Screen	Type & Cross _____ Units	Other:
Medications, etc.:		
<input type="checkbox"/> Tetanus & Diphtheria Toxoids 0.5 cc IM		
PHYSICIAN'S SIGNATURE Hu Hurd	MD CODE H0051	PICKED UP BY NURSE D. Coore
DATE 7/9	TIME	DONE IN ED
LR - 1L with open Non 125cc/hr Modrm 800mg PO x1 Focal 200mg PO x1 Tetracycline 500mg PO x1		
PHYSICIAN'S SIGNATURE Ben Hurd	MD CODE H0051	PICKED UP BY NURSE
DATE 7/9/01	TIME 12:40pm	DONE IN ED
is a hydrolytic in 1L H ₂ O <input checked="" type="checkbox"/> for.		
PHYSICIAN'S SIGNATURE	MD CODE R501	PICKED UP BY NURSE
DATE 7/10/01	TIME 12:55PM	DONE IN ED
Ceftriaxone 250mg IM x1 <input type="checkbox"/> refused Azithromycin 1gram PO x1 <input checked="" type="checkbox"/> given for acute pharyngitis		
PHYSICIAN'S SIGNATURE	MD CODE T000	PICKED UP BY NURSE
DATE 7/10/01	TIME 7:00	DONE IN ED

50385 (8/99) ✓ = Done in Emergency Department

EXHIBIT 34
(Filed Under Seal)

To: Sharon.Churcher@mailonsunday.co.uk[Sharon.Churcher@mailonsunday.co.uk]
From: Jenna
Sent: Thur 2/17/2011 9:44:51 PM
Importance: Normal
Subject: RE:
Received: Thur 2/17/2011 9:44:51 PM

Not a problem but we have to continue rest of the interview at my house being that the children are not feeling well, you have got the only documents pertaining to my case. Look forward to seeing you this afternoon . Jenna

-----Original Message-----

From: Sharon.Churcher@mailonsunday.co.uk
Sent: Friday, 18 February 2011 7:25 AM
To: Virginia Giuffre

Hi there
Have been up all night writing. Won't have an opinion from our lawyer on how much can be published until London wakes up. The lawyers wanted internal FBI documents but I think the Justice Dept letter is all you have from the feds??? Anyway can I give you a call early afternoon? Maybe have a late lunch?
S

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EXHIBIT 35
(Filed Under Seal)

To: Sharon.Churcher@mailonsunday.co.uk[Sharon.Churcher@mailonsunday.co.uk]
From: Jenna
Sent: Sun 2/13/2011 4:29:38 AM
Importance: Normal
Subject: RE: Agreements etc
Received: Sun 2/13/2011 4:29:38 AM

Hi Sharon, my address is [REDACTED] call me back for the directions from gosford and my hubby will lead the way from there.

-----Original Message-----
From: Sharon.Churcher@mailonsunday.co.uk
Sent: Saturday, 12 February 2011 2:10 AM
To: Virginia Giuffre
Subject: Agreements etc

Hi there,

Thank you again for your email.

We totally understand your concerns. Please don't worry about anything. Whatever happens, we are bound by confidentiality unless you consent to an article in a formal contract signed by you.

Since I will be in the air by the time you wake up, can you email our Assistant Editor Sian James -- sian.james@mailonsunday.co.uk -- your lawyer's information please?

Sian will arrange to get him whatever assurances he requires. We really want to make this work and of course we want to protect you.

We'll be really grateful if your lawyer will provide us his cell phone number as we'd like to sort this all out asap. Meaning we would like to talk to him Saturday EST.

I will give you a call from Sydney. Fingers crossed we get over this last hurdle!

Best regards,
Sharon

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EXHIBIT 36
(Filed Under Seal)

To: Sharon.Churcher@mailonsunday.co.uk[Sharon.Churcher@mailonsunday.co.uk]
From: Jenna
Sent: Fri 2/25/2011 10:12:25 PM
Importance: Normal
Subject: RE: Re:
Received: Fri 2/25/2011 10:12:25 PM

The flight logs didn't come through properly,could you please resend them? Thanks- Jenna

-----Original Message-----
From: Sharon.Churcher@mailonsunday.co.uk
Sent: Saturday, 26 February 2011 7:56 AM
To: Virginia Giuffre
Subject: Re:

Can u look at the flight logs I just sent and see if any ring a bell re Virgin Is/Andrew orgy please?
S
X0

|----->
|From: |
|----->

|----->
|To: |
|----->
>-----|
|Sharon Churcher |
>-----|
|----->
|Date: |
|----->
>-----|
|25/02/2011 20:54 GMT |
>-----|
|----->
|Subject: |
|----->
>-----|
|RE: |
>-----|

Hi shazza,
I am hoping it all goes well this a.m, please let me know when you know something. As far as other publications go, I am happy for your company to decide as long as I am not made out to be a vixen...you know my taste...he..he..!
Talk to you soon buddy! =) Jenna

-----Original Message-----
From: Sharon.Churcher@mailonsunday.co.uk
Sent: Saturday, 26 February 2011 6:46 AM
To: Virginia Giuffre

So far it is all looking good. Waiting for a comment from Andrew. Will let you know as soon as we get it.

Are there any publications to whom you do not want the piece syndicated? (You get 50 per cent of the proceeds).

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EXHIBIT 37
(Filed Under Seal)

UNITED STATES DEPARTMENT OF STATE
APPLICATION FOR PASSPORT REGISTRATION
(Type or print all capital letters in blue or black ink in white areas only)

1. NAME (First and Middle) NIKKINA Lee

LAST ROBERTS

2. MAIL PASSPORT TO: STREET / RFD # OR P.O. BOX [REDACTED] APT. # [REDACTED]

CITY LOXAHATCHEE STATE FL

ZIP CODE 33470 COUNTRY / IN CARE OF (if applicable) USA

112487073

5 Yr. 10 Yr. JAN 12 2001
Issue Date

R D O DP
End # 71 Exp. 1-10-02

3. SEX M F

4. PLACE OF BIRTH (City & State or City & Country) SACRAMENTO CALIFORNIA

5. DATE OF BIRTH [REDACTED]

6. SOCIAL SECURITY NUMBER [REDACTED] Personal Information

7. HEIGHT 5'07" 8. HAIR COLOR Blonde 9. EYE COLOR Blue Green 10. HOME TELEPHONE [REDACTED] 11. BUSINESS TELEPHONE (561) 12. OCCUPATION MISSISSIPPI

13. PERMANENT ADDRESS (DO NOT LIST P.O. BOX) [REDACTED] STREET / RFD # LOXAHATCHEE CITY FL STATE FL ZIP CODE 33470

14. FATHER'S FULL NAME (Last, First, Middle) ROBERTS SKY BIRTHPLACE California 15. MOTHER'S FULL MAIDEN NAME (Last, First, Middle) LYNN KUGAVER BIRTHPLACE [REDACTED]

16. HAVE YOU EVER BEEN MARRIED? Yes No

17. OTHER NAMES YOU HAVE USED [REDACTED]

18. HAVE YOU EVER BEEN ISSUED A U.S. PASSPORT? Yes No

19. EMERGENCY CONTACT: If you wish, you may supply the name, address and telephone number of a person not traveling with you to be contacted in case of emergency.

NAME James August

20. TRAVEL PLANS (not mandatory)

Exp. of Trip 01/11/01

Length of Trip 01/21/01

COUNTRIES TO BE VISITED London

23. STOP. DO NOT SIGN APPLICATION UNTIL REQUESTED TO DO SO BY PERSON ADMINISTERING OATH. I have not, since acquiring United States citizenship, performed any of the acts listed under "Acts or Conditions" on the reverse of this application form. Unless explanatory statement is attached, I solemnly swear or affirm that the statements made on this application are true and the photograph attached is a true likeness of me.



22. FOR ACCEPTANCE AGENT'S USE

Parent's Legal Guardian's Signature if identifying minor child [REDACTED]

Applicant's Signature Verginia Roberts

23. APPLICANT'S IDENTIFYING DOCUMENTS

DRIVER'S LICENSE ISSUE DATE 03/21/00 EXPIRATION DATE 03/21/05 D.N. [REDACTED]

PASSPORT

OTHER (Specify) [REDACTED] PLACE OF ISSUE [REDACTED] ISSUED IN THE NAME OF Verginia Roberts

24. FOR ISSUING OFFICE USE ONLY (Applicant's evidence of citizenship)

Birth Certificate SR [REDACTED] City [REDACTED] State [REDACTED]

Passport: Recipient's Name [REDACTED] Issued [REDACTED]

Reports of Birth [REDACTED]

Naturalization/Citizenship Cert. No. [REDACTED] Issued [REDACTED]

Other: [REDACTED]

Sent & Returned [REDACTED]

Attached [REDACTED]

25. REF. 45 EXEC. 25 ET. 35 OTHER [REDACTED]

EXHIBIT 38
(Filed Under Seal)

CASE HISTORY/ASSESSMENT PLAN

NAME: Vicinia Cluffre DATE: 6.9.11

ADDRESS: [REDACTED]

Glenn Valley

PHONE NUMBERS:

(H) [REDACTED] (W) [REDACTED]

AGE: 28 DCB: [REDACTED] PRIVATE HEALTH INS. [REDACTED]

FAMILY BACKGROUND/HISTORY

SINGLE (Not in a relationship) _____

SINGLE (In a relationship) - NAME _____ AGE _____

How long _____ Description of partner _____

DE FACTO RELATIONSHIP - NAME _____ AGE _____

How long _____ Description of partner _____

CHILDREN OF RELATIONSHIP:

SONS: _____

DAUGHTERS: _____

MARRIED: Name Robert AGE: 40

How long 9y Description of spouse _____

Description of shared relationship: abs of rel

CHILDREN:

SONS: [REDACTED]

DAUGHTERS: [REDACTED]

PREVIOUS MARRIAGES/SIGNIFICANT RELATIONSHIPS

1. NAME _____ HOW LONG _____

Reason relationship finished _____

CHILDREN: _____

REFERRAL SOURCE Private (C. Robert)

FAMILY HISTORY:

MOTHER: AGE 51 HEALTH _____

MARITAL STATUS: MARRIED: SEPARATED: DIVORCED: REMARRIED: _____

New partner: _____

Relationship with Mother: Self: _____

DESCRIPTION OF MOTHER: CARING/LOVING _____ NURTURING _____ POSITIVE _____

SUPPORTIVE _____ SENSITIVE _____ DOMINANT _____ NEGATIVE _____ CONTROLLING _____

MANIPULATIVE _____ DEPENDENT _____ SUBSTANCE ABUSE _____

ENVIRONMENTAL /GENERATIONAL FACTORS: _____

DESCRIPTION OF RELATIONSHIP: _____

CLOSE _____ VERY CLOSE _____ STRAINED _____ DISTANT _____ NON EXISTENT _____

FATHER: AGE 52 HEALTH _____

MARITAL STATUS: MARRIED _____ SEPARATED _____ DIVORCED _____ REMARRIED _____

NEW PARTNER _____

RELATIONSHIP WITH SELF _____

DESCRIPTION OF FATHER: CARING _____ LOVING _____ NURTURING _____ POSITIVE _____

SUPPORTIVE _____ SENSITIVE _____ DOMINANT _____ NEGATIVE _____ CONTROLLING _____

MANIPULATIVE _____ DEPENDENT _____ SUBSTANCE ABUSE _____

ENVIRONMENTAL/GENERATIONAL FACTORS: _____

DESCRIPTION OF RELATIONSHIP: CLOSE _____ VERY CLOSE _____ STRAINED _____

DISTANT _____ NON EXISTENT _____

SIBLINGS - BIOLOGICAL/STEP/BLENDED

Mother's 1st Marriage
USA
23 Danny Distant

SISTERS

USA
23 Steve v close

Single /Married/de facto/Separated/Divorced/Children

RELATIONSHIP: VERY CLOSE _____ CLOSE _____ DISTANT _____ NON EXISTENT _____

DESCRIPTION OF FAMILY RELATIONSHIP: VERY CLOSE _____ CLOSE _____ DISTANT _____

John V was 30
Stan - Goldman

Festa, CA, niece

Self abandoned
Alcoholic

CHILDHOOD/ADOLESCENT HISTORY

Major illnesses/operations Kidney problems
DESCRIPTION OF SELF AS A CHILD: BRIGHT---HAPPY---OUTGOING---LEADER---
COMPLIANT---LONER---UNHAPPY---HIGH ACHIEVER---TROUBLED---
DESCRIPTION OF SELF AS A TEENAGER: BRIGHT---HAPPY---OUTGOING---LEADER---
COMPLIANT---LONER---UNHAPPY---HIGH ACHIEVER---TROUBLED---
RELATIONSHIP WITH PEERS/TEACHERS _____

EDUCATIONAL HISTORY

School leaving year _____ HSC _____
Tertiary studies/University ()
Studied AT
Timespan

EMPLOYMENT HISTORY

Present position _____
Company _____ Length of time _____
Plans for the future _____

PREVIOUS POSITIONS

MEDICAL & PSYCHOLOGICAL HISTORY (ADULT)

Significant illnesses/operations/treatment Shingles Bilirubin Over

PRESENT GENERAL HEALTH Good

MEDICATION _____

Substance abuse: Alcohol excess Nicotine _____ Other drug taking Marijuana excess

PREGNANCY HISTORY: Number of pregnancies 3

Miscarriages ectopic

13-19 entrapped

Terminations _____
(Effect/ reasonable/ bad/still affected by decision)

ANXIETIES/CONCERNS/FEARS

1) Flashbacks 2) Anxiety & safety (from back) and family
10/10

PHOBIAS _____

DESCRIPTION OF PRESENT PROBLEM _____

TIME OF ONSET/SYMPTOMS _____

SLEEP PATTERNS: Good/falls asleep easily/ reasonable/poor/difficulty staying asleep/

Awakens through night/ unable to go back to sleep

AWAKENS FEELING: Good/tired/down/ Morning person/Night person

Awareness of mental disorder in family unit/origin _____

MEMORY: Good/reasonable/poor -

SUICIDAL THOUGHTS: Thoughts only/serious/contemplation

Attempts and manner _____

Intervention _____

EPILEPSY - YES/NO _____

RELAXATION/INTERESTS (Hobbies recreational interests)

Walking/cooking/theatre/music/cinema/sport/bush walking/craft/woodwork _____

Shared with partner _____

Philosophy/belief system good

Purpose/meaning of life: to be the best - do no harm

(C.ess./ Roles/int. ext./Aut. Ind./Cerv/Bal./Exsp./Exp./Resp. self/Ks.-non-j-c/w. dem. exp./fgv. uncond./ diminished in reclaiming in

Acknowledged - validation - recognition - --ws. - not - self)

HYPNOSIS SUGGESTEDExplanation/description of Hypnosis/Pamphlet

HYPNOTIC FORMAT:Relaxation response/counting 1-20/Ideomotor/eye catalepsy/

HOW RECEPTIVE 1 2 3 4 5 6 7 8 9 10 APPROPRIATE FOR FUTURE WORK _____

TREATMENT PLAN/FOCUS: _____

Mindfulness-based CBT strategies for PTSD
Repair of very damaged cognition from past

Remeshable young woman - supportive therapy needed

5

DATE:

PROGRESS:

Many issues from past - to take segments
 piece by piece - extraordinary
 past. At 13 a runaway - raped
 by an older man (escort agency),
 Police involved.

Parents then sent her to California - raised
 in Florida by an Aunt - left Alaska sent
 back to Florida (group family home).
 A line picked her up (Ron Springer) - escort
 was 'paraded' around by him - he went
 to jail.

Returned to parents' school. At 15 worked
 as a locker room assistant / helped in manager
 area / house maid / receptionist.

Decided to be a massage therapist - went to
 library to research anatomy - was approached
 by Miss Christine Maxwell who said she could
 help her get a job as a massage therapist.
 Virginia's father worked in maintenance at the resort.
 was offered an interview (father went as well)

Seemed respectable - left impression good. V then
 went upstairs & was shown - how to massage
 etc. (Lycoff Epstein) Told to undress

& perform sexual acts on person Miss
 Maxwell promised her \$200 a job (preyed
 upon) told 'that's what life is all about' -
 they were rich & powerful & V. was promised
 a full massage certificate (later) to be
 sent away for training place.

Had training manually on how to please
 a man etc. Still lived with parents until

6

DATE:

PROGRESS:

put in an apartment in New York
traveled - used - OK in U. wanted
to become qualified & was sent to Thailand
a cheap training course in Bangkok

Met Robert in Thailand who offered to marry
her & take her back to Australia where
he lived.

More sessions required re PTSD

EXHIBIT 39
(Filed Under Seal)

Date: 7/25/06 PALM BEACH POLICE DEPARTMENT Page: 1
Time: 8:47:53 Incident Report Program: CMS3011L

Case No. : 1-05-000368
SPECIAL NOTES : DO NOT RELEASE Occur From Date: 1/27/05 0000
Occur To Date : 1/27/05 0000 Report Date : 3/14/05 1600
Day Of Week : Thursday
Common/Location: 358 EL BRILLO WY
City : PALM BEACH, FL
Location Type : RESIDENCE-SINGLE FAMILY
Beat Assignment: DETECTIVE BUREAU Map Reference : 10
Dept Class : SEXUAL BATTERY Report Officer : PAGAN, MICHELE
Case Status : OPEN / ACTIVE Case Status Dt : 3/14/05
Supervisory Dt.: TRYLCH, JEFFREY 3/14/05
Entry Date : OREGERO, LAURA 4/06/05
Names? : Property? :
Vehicles? : Offenses? :
Narrative? : Related Cases? :

***** VEHICLE INFORMATION # 1 *****

Case number : 1-05-000368 Category :
State Veh Type : Year : 0
Make : Model :
Model Name : Permit Number :
Style : Color - Top :
Color - Bottom : License # :
VIN : Stolen value : 0
Disposition : Insured :
Insured by : Keys in car :
Vehicle locked : Lein holder :
Date recovered : 0/00/00 Recovery value : 0
Street number :
City :
Recovery code : NCIC number :
Be On Look Out? :

***** PERSON REPORTING INFO - # 1 *****

Case Number : 1-05-000368 Last Name :
Street Number :
City :
Birth Date/Age : Employer? :
Occupation : Oper Lic No. :
Home Phone No. : Race : White
Sex : Female Height : 0
Weight : 0 Other Phone Nbr:

***** SUSPECT / ARRESTEE INFORMATION - # 1 **

Case Number : 1-05-000368 Prompt valid in: ROBSON, HALEY
Street Number :
City : ROYAL PALM BEACH, FL 334121460
Birth Date : Maximum Age : 18
Employer? : Occupation :
Oper Lic No. : Home Phone No. :
Other Phone Nbr: Race : White
Sex : Female Minimum Height : 0
Minimum Weight : 0 Maximum Height : 0

Date: 7/25/06
 Time: 8:47:53

PALM BEACH POLICE DEPARTMENT
 Incident Report

Page: 2
 Program: CMS301L

Case No. : 1-05-000368
 Maximum Weight : 0
 Aliases? :
 Hair Color :
 Hair Style :
 Glasses :
 Facial Hair :
 Teeth :
 Hat :
 Shirt :
 Shoes :
 Body Marks #2 :
 Body Marks #4 :
 Arrest Case No.:

(Continued)
 Misc. ID# :
 MO/Crime Spec? :
 Hair Length . . . :
 Eye Color :
 Complexion :
 Build :
 Speech :
 Coat :
 Pants :
 Body Marks #1 :
 Body Marks #3 :
 Status : STILL SUSPECT
 Additional UCR?:

***** S U S P E C T / A R R E S T E E I N F O R M A T I O N - # 2 **

Case Number . . . : 1-05-000368
 Street Number . . : 358 EL BRILLO WY
 City : PALM BEACH, FL 000033480
 Birth Date : ██████████
 Employer? : ██████████
 Oper Lic No. . . . : ██████████
 Other Phone Nbr: 561/000-0000
 Sex : Female
 Minimum Weight : 0
 Maximum Weight : 0
 Aliases? :
 Hair Color :
 Hair Style :
 Glasses :
 Facial Hair :
 Teeth :
 Hat :
 Shirt :
 Shoes :
 Body Marks #2 :
 Body Marks #4 :
 Arrest Case No.:

Prompt valid in: KELLEN, SARAH LYNNELLE
 Maximum Age . . . : 25
 Occupation : PERSONAL ASST/EPSTEIN
 Home Phone No. . . : 561/000-0000
 Race : White
 Minimum Height : 0
 Maximum Height : 0
 Misc. ID# :
 MO/Crime Spec? :
 Hair Length . . . :
 Eye Color :
 Complexion :
 Build :
 Speech :
 Coat :
 Pants :
 Body Marks #1 :
 Body Marks #3 :
 Status : STILL SUSPECT
 Additional UCR?:

***** S U S P E C T / A R R E S T E E I N F O R M A T I O N - # 3 **

Case Number . . . : 1-05-000368
 Street Number . . : 358 EL BRILLO WY
 City : PALM BEACH, FL 000033480
 Birth Date : ██████████
 Employer? : ██████████
 Oper Lic No. . . . : ██████████
 Other Phone Nbr:
 Sex : Male
 Minimum Weight : 0
 Maximum Weight : 0
 Aliases? :
 Hair Color :
 Hair Style :

Prompt valid in: EPSTEIN, JEFFREY
 Maximum Age . . . : 52
 Occupation :
 Home Phone No. . . :
 Race : White
 Minimum Height : 0
 Maximum Height : 0
 Misc. ID# :
 MO/Crime Spec? :
 Hair Length . . . :
 Eye Color :

Date: 7/25/06
Time: 8:47:53

PALM BEACH POLICE DEPARTMENT
Incident Report

Page: 3
Program: CMS301L

Case No. : 1-05-000368 (Continued)

Glasses :	Complexion . . . :
Facial Hair . . . :	Build :
Teeth :	Speech :
Hat :	Coat :
Shirt :	Pants :
Shoes :	Body Marks #1 . . :
Body Marks #2 . . :	Body Marks #3 . . :
Body Marks #4 . . :	Status : STILL SUSPECT
Arrest Case No. . :	Additional UCR?:

***** V I C T I M I N F O R M A T I O N - # 1 *****

Case Number . . : 1-05-000368
 Prompt valid in: [REDACTED]
 Street Number . : [REDACTED]
 City : [REDACTED]
 Birth Date/Age : [REDACTED] 14
 Occupation . . : STUDENT
 Home Phone No. : [REDACTED]
 Sex : Female
 Weight : 0
 Be On Look Out?:
 Victim Type . . : JUVENILE
 Residency Sts . :
 Can Identify . . :
 Injury Extent . :
 Injury Type 2 . :
 Med Treatment . :
 Phys Last Name . :
 Employer? . . . :
 Oper Lic No. . . :
 Race : White
 Height : 0
 Misc. ID# . . . :
 Other Phone Nbr:
 Residency Type . :
 File Charges . . :
 Victim Sobriety:
 Injury Type 1 . :
 Hospital ID . . :
 Phys First Name:

***** V I C T I M I N F O R M A T I O N - # 2 *****

Case Number . . : 1-05-000368
 Prompt valid in: [REDACTED]
 Street Number . :
 City : PALM BEACH, FL 000033480
 Birth Date/Age : [REDACTED] 18
 Occupation . . :
 Home Phone No. : 561/000-0000
 Sex : Female
 Weight : 0
 Be On Look Out?:
 Victim Type . . : ADULT
 Residency Sts . :
 Can Identify . . :
 Injury Extent . :
 Injury Type 2 . :
 Med Treatment . :
 Phys Last Name . :
 Employer? . . . :
 Oper Lic No. . . :
 Race : White
 Height : 0
 Misc. ID# . . . :
 Other Phone Nbr: 561/000-0000
 Residency Type . :
 File Charges . . :
 Victim Sobriety:
 Injury Type 1 . :
 Hospital ID . . :
 Phys First Name:

***** V I C T I M I N F O R M A T I O N - # 3 *****

Case Number . . : 1-05-000368
 Prompt valid in: [REDACTED]
 Street Number . :
 City : PALM BEACH, FL 000033480
 Birth Date/Age : [REDACTED] 16
 Employer? . . . :

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Case No. : 1-05-000368
Occupation . . . :
Home Phone No. : 561/000-0000
Sex : Female
Weight : 0
Be On Look Out?:
Victim Type . . : JUVENILE
Residency Sts :
Can Identify . . :
Injury Extent :
Injury Type 2 :
Med Treatment :
Phys Last Name :

(Continued)
Oper Lic No. . . :
Race : White
Height : 0
Misc. ID# . . . :
Other Phone Nbr: 561/000-0000
Residency Type :
File Charges . . :
Victim Sobriety:
Injury Type 1 :
Hospital ID . . :
Phys First Name:

***** V I C T I M I N F O R M A T I O N - # 4 *****

Case Number . . : 1-05-000368
Street Number :
City : PALM BEACH, FL 000033480
Birth Date/Age : ██████████ 17
Occupation . . . :
Home Phone No. : 561/000-0000
Sex : Female
Weight : 0
Be On Look Out?:
Victim Type . . : JUVENILE
Residency Sts :
Can Identify . . :
Injury Extent :
Injury Type 2 :
Med Treatment :
Phys Last Name :

Prompt valid in: ██████████
Employer? . . . :
Oper Lic No. . . :
Race : White
Height : 0
Misc. ID# . . . :
Other Phone Nbr: 561/000-0000
Residency Type :
File Charges . . :
Victim Sobriety:
Injury Type 1 :
Hospital ID . . :
Phys First Name:

***** V I C T I M I N F O R M A T I O N - # 5 *****

Case Number . . : 1-05-000368
Street Number :
City : PALM BEACH, FL 000033480
Birth Date/Age : ██████████ 18
Occupation . . . :
Home Phone No. : 561/000-0000
Sex : Female
Weight : 0
Be On Look Out?:
Victim Type . . : ADULT
Residency Sts :
Can Identify . . :
Injury Extent :
Injury Type 2 :
Med Treatment :
Phys Last Name :

Prompt valid in: ██████████
Employer? . . . :
Oper Lic No. . . :
Race : White
Height : 0
Misc. ID# . . . :
Other Phone Nbr: 561/000-0000
Residency Type :
File Charges . . :
Victim Sobriety:
Injury Type 1 :
Hospital ID . . :
Phys First Name:

***** V I C T I M I N F O R M A T I O N - # 6 *****

Case Number . . : 1-05-000368
Prompt valid in: ██████████

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Case No. : 1-05-000368 (Continued)
Street Number :
City : PALM BEACH, FL 000033480
Birth Date/Age : [REDACTED] 16 Employer? . . . :
Occupation . . . : Oper Lic No. . . :
Home Phone No. : 561/000-0000 Race : White
Sex : Female Height : 0
Weight : 0 Misc. ID# . . . :
Be On Look Out?: Other Phone Nbr: 561/000-0000
Victim Type : JUVENILE Residency Type :
Residency Sts : File Charges . . :
Can Identify . . : Victim Sobriety:
Injury Extent : Injury Type 1 :
Injury Type 2 : Hospital ID . . :
Med Treatment : Phys First Name:
Phys Last Name :

***** V I C T I M I N F O R M A T I O N - # 7 *****

Case Number . . : 1-05-000368 Prompt valid in: [REDACTED]
Street Number :
City : PALM BEACH, FL 000033480
Birth Date/Age : [REDACTED] 17 Employer? . . . :
Occupation . . . : Oper Lic No. . . :
Home Phone No. : 561/000-0000 Race : White
Sex : Female Height : 0
Weight : 0 Misc. ID# . . . :
Be On Look Out?: Other Phone Nbr: 561/000-0000
Victim Type . . : JUVENILE Residency Type :
Residency Sts : File Charges . . :
Can Identify . . : Victim Sobriety:
Injury Extent : Injury Type 1 :
Injury Type 2 : Hospital ID . . :
Med Treatment : Phys First Name:
Phys Last Name :

***** V I C T I M I N F O R M A T I O N - # 8 *****

Case Number . . : 1-05-000368 Prompt valid in: [REDACTED]
Street Number :
City : PALM BEACH, FL 000033480
Birth Date/Age : [REDACTED] 16 Employer? . . . :
Occupation . . . : Oper Lic No. . . :
Home Phone No. : 561/000-0000 Race : White
Sex : Female Height : 0
Weight : 0 Misc. ID# . . . :
Be On Look Out?: Other Phone Nbr: 561/000-0000
Victim Type . . : JUVENILE Residency Type :
Residency Sts : File Charges . . :
Can Identify . . : Victim Sobriety:
Injury Extent : Injury Type 1 :
Injury Type 2 : Hospital ID . . :
Med Treatment : Phys First Name:
Phys Last Name :

***** V I C T I M I N F O R M A T I O N - # 9 *****

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Case No. : 1-05-000368 (Continued)

Case Number . . . : 1-05-000368 Prompt valid in: [REDACTED]

Street Number . . : [REDACTED]

City : PALM BEACH, FL 000033480

Birth Date/Age : [REDACTED] 17 Employer? . . . :

Occupation . . . : Oper Lic No. . . :

Home Phone No. : 561/000-0000 Race : White

Sex : Female Height : 0

Weight : 0 Misc. ID# . . . :

Be On Look Out?: Other Phone Nbr: 561/000-0000

Victim Type . . . : JUVENILE Residency Type . . :

Residency Sts . . : File Charges . . :

Can Identify . . . : Victim Sobriety:

Injury Extent . . : Injury Type 1 . . :

Injury Type 2 . . : Hospital ID . . . :

Med Treatment . . : Phys First Name:

Phys Last Name . . :

***** V I C T I M I N F O R M A T I O N - # 10 *****

Case Number . . . : 1-05-000368

Prompt valid in: [REDACTED]

Street Number . . : [REDACTED]

City : PALM BEACH, FL 000033480

Birth Date/Age : [REDACTED] 17 Employer? . . . :

Occupation . . . : Oper Lic No. . . :

Home Phone No. : 561/000-0000 Race : White

Sex : Female Height : 0

Weight : 0 Misc. ID# . . . :

Be On Look Out?: Other Phone Nbr: 561/000-0000

Victim Type . . . : JUVENILE Residency Type . . :

Residency Sts . . : File Charges . . :

Can Identify . . . : Victim Sobriety:

Injury Extent . . : Injury Type 1 . . :

Injury Type 2 . . : Hospital ID . . . :

Med Treatment . . : Phys First Name:

Phys Last Name . . :

***** V I C T I M I N F O R M A T I O N - # 11 *****

Case Number . . . : 1-05-000368 Prompt valid in: [REDACTED]

Street Number . . : [REDACTED]

City : PALM BEACH, FL 000033480

Birth Date/Age : [REDACTED] 18 Employer? . . . :

Occupation . . . : Oper Lic No. . . :

Home Phone No. : 561/000-0000 Race : White

Sex : Female Height : 0

Weight : 0 Misc. ID# . . . :

Be On Look Out?: Other Phone Nbr: 561/000-0000

Victim Type . . . : ADULT Residency Type . . :

Residency Sts . . : File Charges . . :

Can Identify . . . : Victim Sobriety:

Injury Extent . . : Injury Type 1 . . :

Injury Type 2 . . : Hospital ID . . . :

Med Treatment . . : Phys First Name:

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Case No. : -1-05-000368 (Continued)
 Phys Last Name :

***** V I C T I M I N F O R M A T I O N - # 12 *****
 Case Number . . : 1-05-000368 Prompt valid in: [REDACTED]
 Street Number :
 City : PALM BEACH, FL 000033480
 Birth Date/Age : [REDACTED] 18 Employer? . . . :
 Occupation . . : Oper Lic No. . . :
 Home Phone No. : 561/000-0000 Race : White
 Sex : Female Height : 0
 Weight : 0 Misc. ID# . . . :
 Be On Look Out?: Other Phone Nbr: 561/000-0000
 Victim Type . . : ADULT Residency Type :
 Residency Sts : File Charges . . :
 Can Identify . . : Victim Sobriety:
 Injury Extent : Injury Type 1 :
 Injury Type 2 : Hospital ID . . :
 Med Treatment : Phys First Name:
 Phys Last Name :

***** V I C T I M I N F O R M A T I O N - # 13 *****
 Case Number . . : 1-05-000368 Prompt valid in: [REDACTED]
 Street Number :
 City : PALM BEACH, FL 000033480
 Birth Date/Age : [REDACTED] 16 Employer? . . . :
 Occupation . . : Oper Lic No. . . :
 Home Phone No. : 561/000-0000 Race : White
 Sex : Female Height : 0
 Weight : 0 Misc. ID# . . . :
 Be On Look Out?: Other Phone Nbr: 561/000-0000
 Victim Type . . : JUVENILE Residency Type :
 Residency Sts : File Charges . . :
 Can Identify . . : Victim Sobriety:
 Injury Extent : Injury Type 1 :
 Injury Type 2 : Hospital ID . . :
 Med Treatment : Phys First Name:
 Phys Last Name :

***** V I C T I M I N F O R M A T I O N - # 14 *****
 Case Number . . : 1-05-000368 Prompt valid in: [REDACTED]
 Street Number :
 City : PALM BEACH, FL 000033480
 Birth Date/Age : [REDACTED] 16 Employer? . . . :
 Occupation . . : Oper Lic No. . . :
 Home Phone No. : 561/000-0000 Race : White
 Sex : Female Height : 0
 Weight : 0 Misc. ID# . . . :
 Be On Look Out?: Other Phone Nbr: 561/000-0000
 Victim Type . . : JUVENILE Residency Type :
 Residency Sts : File Charges . . :
 Can Identify . . : Victim Sobriety:
 Injury Extent : Injury Type 1 :

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Case No. . . . : 1-05-000368 (Continued)
 Injury Type 2 : Hospital ID . . :
 Med Treatment : Phys First Name:
 Phys Last Name :

***** V I C T I M I N F O R M A T I O N - # 15 *****

Case Number . : 1-05-000368 Prompt valid in: [REDACTED]
 Street Number :
 City : PALM BEACH, FL 000033480
 Birth Date/Age : [REDACTED] 19 Employer? . . . :
 Occupation . . : Oper Lic No. . . :
 Home Phone No. : 561/000-0000 Race : White
 Sex : Female Height : 0
 Weight : 0 Misc. ID# . . . :
 Be On Look Out?: Other Phone Nbr: 561/000-0000
 Victim Type . : ADULT Residency Type :
 Residency Sts : File Charges . :
 Can Identify . : Victim Sobriety:
 Injury Extent : Injury Type 1 :
 Injury Type 2 : Hospital ID . :
 Med Treatment : Phys First Name:
 Phys Last Name :

***** V I C T I M I N F O R M A T I O N - # 16 *****

Case Number . : 1-05-000368 Prompt valid in: [REDACTED]
 Street Number :
 City : PALM BEACH, FL 000033480
 Birth Date/Age : [REDACTED] 17 Employer? . . . :
 Occupation . . : Oper Lic No. . . :
 Home Phone No. : 561/000-0000 Race : White
 Sex : Female Height : 0
 Weight : 0 Misc. ID# . . . :
 Be On Look Out?: Other Phone Nbr: 561/000-0000
 Victim Type . : JUVENILE Residency Type :
 Residency Sts : File Charges . :
 Can Identify . : Victim Sobriety:
 Injury Extent : Injury Type 1 :
 Injury Type 2 : Hospital ID . :
 Med Treatment : Phys First Name:
 Phys Last Name :

***** V I C T I M I N F O R M A T I O N - # 17 *****

Case Number . : 1-05-000368 Prompt valid in: [REDACTED]
 Street Number :
 City : PALM BEACH, FL 000033480
 Birth Date/Age : [REDACTED] 16 Employer? . . . :
 Occupation . . : Oper Lic No. . . :
 Home Phone No. : 561/000-0000 Race : White
 Sex : Female Height : 0
 Weight : 0 Misc. ID# . . . :
 Be On Look Out?: Other Phone Nbr: 561/000-0000
 Victim Type . : JUVENILE Residency Type :
 Residency Sts : File Charges . :

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Case No. : 1-05-000368 (Continued)
 Can Identify . . :
 Injury Extent . . : Victim Sobriety:
 Injury Type 2 . . : Injury Type 1 . . :
 Med Treatment . . : Hospital ID . . :
 Phys Last Name . . : Phys First Name:

***** O T H E R P E R S O N I N F O R M A T I O N - # 1 *****

Case Number . . : 1-05-000368 Last Name . . : [REDACTED]
 Street Number . : [REDACTED]
 City : WEST PALM BEACH, FL 33411
 Birth Date/Age . : [REDACTED] 14 Employer? . . . :
 Occupation . . . : STUDENT Oper Lic No. . . :
 Home Phone No. . : [REDACTED] Race : White
 Sex : female Height : 0
 Weight : 0 Person Type . . : OTHER PERSON
 Other Phone Nbr:

***** O T H E R P E R S O N I N F O R M A T I O N - # 2 *****

Case Number . . : 1-05-000368 Last Name . . : MARCINKOVA, NADA
 Street Number . : 358 EL BRILLO WY
 City : PALM BEACH, FL 000033480
 Birth Date/Age . : [REDACTED] 19 Employer? . . . :
 Occupation . . . : Oper Lic No. . . : [REDACTED]
 Home Phone No. . : Race : White
 Sex : Female Height : 510
 Weight : 0 Person Type . . : OTHER PERSON
 Other Phone Nbr:

***** O T H E R P E R S O N I N F O R M A T I O N - # 3 *****

Case Number . . : 1-05-000368 Last Name . . : [REDACTED]
 Street Number . : [REDACTED]
 City : ROYAL PALM BEACH, FL 33411
 Birth Date/Age . : [REDACTED] 35 Employer? . . . :
 Occupation . . . : Oper Lic No. . . :
 Home Phone No. . : [REDACTED] Race : White
 Sex : Female Height : 0
 Weight : 0 Person Type . . : OTHER PERSON
 Other Phone Nbr: [REDACTED]

***** O T H E R P E R S O N I N F O R M A T I O N - # 4 *****

Case Number . . : 1-05-000368 Last Name . . : [REDACTED]
 Street Number . : [REDACTED]
 City : [REDACTED]
 Birth Date/Age . : [REDACTED] 37 Employer? . . . :
 Occupation . . . : PAINTER Oper Lic No. . . :
 Home Phone No. . : [REDACTED] Race : White
 Sex : Male Height : 0
 Weight : 0 Person Type . . : OTHER PERSON
 Other Phone Nbr:

***** O T H E R P E R S O N I N F O R M A T I O N - # 5 *****

Case Number . . : 1-05-000368 Last Name . . : [REDACTED]

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Case No. : 1-05-000368 (Continued)
 Street Number :
 City :
 Birth Date/Age : 0/00/0000 0 Employer? . . . :
 Occupation . . : FAMILY THERAPIST Oper Lic No. . . :
 Home Phone No. : 561/000-0000 Race : White
 Sex : Female Height : 0
 Weight : 0 Person Type . . : OTHER PERSON
 Other Phone Nbr: 561/000-0000

EMPLOYER INFORMATION

Case Number . . : 1-05-000368
 Employer Name : PBC DIVISON OF YOUTH AFFAIRS
 Address : 4200 N AUSTRALIAN AV
 City/State/Zip : WEST PALM BEACH, FL 33407
 Phone Number . : 561/840-4540

***** O T H E R P E R S O N I N F O R M A T I O N - # 6 *****
 Case Number . . : 1-05-000368 Last Name . . . :
 Street Number : ██████████
 City : WELLINGTON, FL 33414
 Birth Date/Age : ██████████ 16 Employer? . . . :
 Occupation . . : STUDENT Oper Lic No. . . :
 Home Phone No. : ██████████ Race : White
 Sex : Male Height : 0
 Weight : 0 Person Type . . : OTHER PERSON
 Other Phone Nbr:

EMPLOYER INFORMATION

Case Number . . : 1-05-000368 Employer Name : SUMMIT CHRISTIAN SCHOOL
 Address : 4900 SUMMIT BV
 City/State/Zip : WEST PALM BEACH, FL 33415
 Phone Number . :

***** O T H E R P E R S O N I N F O R M A T I O N - # 7 *****
 Case Number . . : 1-05-000368 Last Name . . . :
 Street Number : ██████████
 City : ██████████
 Birth Date/Age : 0/00/0000 0 Employer? . . . :
 Occupation . . : ██████████ Oper Lic No. . . :
 Home Phone No. : ██████████ Race : White
 Sex : Male Height : 0
 Weight : 0 Person Type . . : OTHER PERSON
 Other Phone Nbr:

***** O T H E R P E R S O N I N F O R M A T I O N - # 8 *****
 Case Number . . : 1-05-000368 Last Name . . . :
 Street Number : ██████████
 City : ██████████
 Birth Date/Age : 0/00/0000 0 Employer? . . . :
 Occupation . . : ██████████ Oper Lic No. . . :
 Home Phone No. : ██████████ Race :
 Sex : Female Height : 0

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Case No. . . . : 1-05-000368 (Continued)
Weight : 0
Other Phone Nbr: Person Type . . : OTHER PERSON

***** O T H E R P E R S O N I N F O R M A T I O N - # 9 *****
Case Number . . : 1-05-000368 Last Name . . . : ██████████
Street Number : ██████████
City : ██████████
Birth Date/Age : ██████████ 16 Employer? . . . :
Occupation . . : ██████████ Oper Lic No. . . : ██████████
Home Phone No. : 561/000-0000 Race : White
Sex : Female Height : 0
Weight : 0 Person Type . . : OTHER PERSON
Other Phone Nbr: 561/000-0000

***** N A R R A T I V E # 1 *****
Original Report LO Reported By: PAGAN, MICHELE D. 9/20/05
Entered By.: OREGERO, LAURA D. 9/20/05

On 03/14/2005, I received a call from a woman who did not wish to identify herself (later identified as ██████████). She stated that her fourteen year old step daughter (later identified as ██████████) possibly may have been molested in Palm Beach by a wealthy man. According to ██████████, she learned of the possible molestation by a third party. She explained that she had received a call from the mother of her stepdaughter's friend. The mother claimed to have overheard a conversation between her daughter and a male friend; they were talking about ██████████. The conversation was about how ██████████ had met with a 45-year-old man and had sex with him and was paid for it. I advised ██████████ that I would like to meet with her to obtain a more detailed statement and facts. ██████████ stated she did not know what to do and had to discuss the matter with her husband. At this point ██████████ did not provide me with a call back number or any other information. She stated that she would contact me once she had spoken with her husband and ██████████'s mother.

On 03/14/2005 received a call from Mr. & Mrs. ██████████. They stated it was all right to speak to their daughter ██████████ via cell phone ██████████. Her mother ██████████ had been made aware of the case. They agreed to meet me at the police department later this date.

On 03/14/2005, Mr. ██████████ accompanied by his wife ██████████ came to the Palm Beach Police Department where they advised me that they believed their fourteen year old daughter may have had some type of sexual relationship with an older male who resided in Palm Beach. Neither knew the suspect's name or address. Both stated that their daughter did not talk to them about the incident, nor would she admit to it.

██████████ identified his daughter as ██████████
w/f, DOB ██████████ resides with her biological mother ██████████
at ██████████. ██████████ is a twin,

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her sister [REDACTED] resides with Mr. [REDACTED]. Both [REDACTED] and [REDACTED] are currently attending [REDACTED] school, which is an involuntary admitted juvenile educational facility. [REDACTED] stays at the facility during the week and comes home on the weekend. According to [REDACTED], she was admitted to the school because of disciplinary problems that recently escalated. The facility also coordinates with the families to provide one on one as well as family counseling.

According to Mrs. [REDACTED], she believes the incident occurred on Sunday, Feb. 6, 2005. A friend of [REDACTED]'s, named Haley picked her up at their house and left. They believe Haley initiated the relationship with the older gentleman, though they do not have any proof. Haley lives close by with her mother. Mrs. [REDACTED] further explained that [REDACTED] was introduced to Haley by [REDACTED], a boy she was dating (goes to [REDACTED], plays baseball). Mrs. [REDACTED] continued that on Sunday, Haley picked up [REDACTED], and drove to Palm Beach where they met the man. Supposedly, the man has a lot of money and often has young girls come over to his house. Haley offers these girls a way to make fast cash. The man starts with a massage. If he likes them, he keeps them around and does more. The [REDACTED] did not have any information on Haley other than she lives on [REDACTED] the last house on right side (north side).

Mrs. [REDACTED] talked of a conversation that she had with [REDACTED], the mother of [REDACTED] a former friend of [REDACTED]'s. She found it strange that they were no longer friends until she received the call from her mother telling her of the conversation she overheard between [REDACTED] and a boy named [REDACTED].

Mrs. [REDACTED] told me of an incident that occurred on 02/09/2005. [REDACTED] got into a fight at school [REDACTED]. Mrs. [REDACTED] Assistant Principal, found over \$300.00 in [REDACTED]'s purse. [REDACTED] gave different explanations for the large sum of money. Initially the school administration thought it was drug related but then dismissed the claim. Since that day, [REDACTED] did not return to school; she ran away Thursday, 02/10th or Friday 02/11 and returned to her mother's house later that night after midnight. It was not until after [REDACTED] received the call from [REDACTED]'s mother, [REDACTED] that she learned [REDACTED] was the girl that got into the fight with [REDACTED]. The fight was instigated when [REDACTED] accused [REDACTED] of being a prostitute.

[REDACTED] who has legal joint custody of his daughter [REDACTED], signed the affidavit of prosecution indicating he wished to prosecute against the inappropriate sexual behavior with his fourteen-year-old daughter.

Mr. [REDACTED] stated that he had no objections with our agency speaking with his daughter [REDACTED] about the incident. Mr. [REDACTED] stated that [REDACTED]'s mother [REDACTED] is aware of the allegations and also was willing to cooperate. According to Mrs. [REDACTED] she does not believe her daughter had any additional contact with the suspect as she was with

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her mother and then placed into [REDACTED]

I contacted the School Board Police who provided me the information for [REDACTED]

[REDACTED] West Palm Beach, Florida. Checking the school board records for [REDACTED] and [REDACTED], there was no disciplinary record found. I was advised if no disciplinary action was taken for a fight, such as an expulsion or detention, the incident may not have been recorded. This was at the discretion of the individual school security and principal.

03/15/2005, I called the Palm Beach County Sheriff's Office and left a message for PBSP Sgt. Chris Keen, Child Abuse Unit.

On 03/15/2005, I went to [REDACTED] where I met with white female [REDACTED]. Also present was [REDACTED] s therapist. During an audiotaped interview, I spoke with [REDACTED] about the allegations that were made. [REDACTED] initially denied anything had happened, only admitting to going with Haley (later identified as Haley Robson) to Palm Beach to pick up money Robson was owed. [REDACTED] identified Haley Robson as the cousin of her former boyfriend [REDACTED]. She ultimately admitted to knowing that Robson worked for a wealthy man and possibly did sexual favors for him. She also admitted that Robson had offered her an opportunity to make money.

[REDACTED] identified Robson's boss as a white male named "Jeff" who lived in Palm Beach (later positively identified as Jeffrey Epstein). [REDACTED] explained that she was first approached by Robson to go with her to Jeff's house, when they were at [REDACTED] s house. According to [REDACTED] she was not sure exactly what was going on with Robson but agreed to go with her. [REDACTED] s boyfriend) became angry when he heard Robson inviting [REDACTED] to accompany her. [REDACTED] believed it was to pick up money the man owed Robson. [REDACTED] stated Robson told her that she would pick her up at her house on Sunday. [REDACTED] was not sure of the exact dates but knew it was a Sunday. According to [REDACTED], Robson along with an unknown, possibly Hispanic female, picked her up at her father's house on [REDACTED]. [REDACTED] told her father that they were going shopping. It was later confirmed by [REDACTED] that Robson picked his daughter up. According to Mr. [REDACTED], Robson drove a pick-up truck.

Robson drove [REDACTED] along with the unknown female to Palm Beach. Sometime on the way there, a conversation occurred between Robson and [REDACTED] whereby Robson told [REDACTED] that if Jeff asked her [REDACTED] age, she should say she was eighteen.

[REDACTED] recalled that Jeff's house was on a dead end street. All three girls walked up a driveway, past what appeared to be a small guard/security room. In fact, [REDACTED] recalled a male approaching them asking what they wanted. Robson stated they were there to see Jeff. The male allowed them to continue walking up to the house.

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██████████ stated the man told them that Epstein was not there but was expected back. He allowed them to enter the house, via the kitchen. He offered them something to drink while they waited inside. Shortly after, Epstein and a woman, described as white with blond hair entered the kitchen. ██████████ believed the woman was Epstein's Assistant. ██████████ added that the woman did not seem friendly and kept her responses short and direct. Epstein introduced himself to ██████████ as Jeff. ██████████ got the impression that Epstein and Robson's friend knew each other. ██████████ described Epstein as being approximately forty-five years old, a long face, and bushy eyebrows, with graying hair.

Robson and Epstein left the kitchen leaving ██████████ and Robson's friend alone in the kitchen. They returned a short time later. They all spoke briefly in the kitchen. While speaking to me, ██████████ became upset and started to cry. ██████████ stated the woman instructed her to follow her upstairs, which she did. According to ██████████ the woman led her to a room that had a massage table in it. The woman started to fix up the room, putting the covers on the table and taking lotions out. She then told ██████████ that Epstein would be up in a second. The woman left the room, and soon after, Epstein walked in and told ██████████ to take off her clothes. As ██████████ was telling me what had happened, she looked away from me, and with a pointed finger, repeatedly pressed it into her thigh. ██████████ stated he was stern when he told her to take off her clothes. ██████████ said she did not know what to do as she was the only one there. ██████████ took off her shirt leaving her bra on. Epstein, dressed in a towel told her to take off everything. ██████████ stated she removed her pants leaving her thong panties on. Epstein then instructed her to give him a massage pointing to a specific lotion for her to use. Epstein laid on the table, face down. As ██████████ began to give Epstein the massage, he told her to get on his back. ██████████ stated she straddled herself on Epstein's back. ██████████ stated her exposed buttocks were touching Epstein's bare buttocks. As ██████████ was giving Epstein the massage, he turned around, and wacked off ██████████ (later explained that wacking off was masturbating). ██████████ stated she was disgusted by Epstein's actions but did not say anything. According to ██████████, Epstein told her that she "had a really hot body." Epstein excused himself and went to the bathroom where she believed he masturbated again. Epstein returned to the room and told ██████████ that he was done and gave her three hundred dollars. They went back down stairs where they met Robson. Epstein said good-bye and they left. Robson asked ██████████ how did it go and asked what did she ██████████ do. When ██████████ told Robson that Epstein asked for a massage, Robson allegedly stated "I know." ██████████ stated they then went shopping. ██████████ stated Robson also got paid, but that she did not know why since she was confident that Robson did not do anything.

██████████ described Epstein's house as a two story pink house with a Cadillac Escalade parked in the driveway. There were gates leading into the property. From the kitchen, ██████████ recalled walking up a flight of stairs, lined with photographs, to a room. Upon entering

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the room there was a large bathroom to the right. [REDACTED] recalled a hot pink and green sofa in the room. There was a door on each side of the sofa. [REDACTED] recalled there being a mural of a naked woman in the room, as well as several photographs of naked women on a shelf.

[REDACTED] stated Epstein did not change in front of her but did take off his towel, exposing himself. [REDACTED] recalled Epstein being hairy especially on his chest. Epstein also had a hairline that continued to his buttocks. [REDACTED] admitted to seeing his penis. I asked [REDACTED] if she knew what being circumcised meant and she stated no. [REDACTED] then said that she thought Epstein was on steroids because he was a "really built guy and his wee wee was very tiny." [REDACTED] would explain that when she stated "wee wee" she meant penis. [REDACTED] stated Epstein exposed himself when he took his towel off, placing it on the floor as he laid down on the table.

[REDACTED] said Epstein was specific in his instruction to her on how to massage, telling her to go clockwise, etc. [REDACTED] recalled that Epstein got up from the table and went to the bathroom where she heard him making, what she believed to be sexual type of noises. (moaning) He then returned to the room where he again laid down on the table. Epstein then turned over and instructed [REDACTED] to massage his boobs. As she did this, Epstein continued to make moaning noises.

[REDACTED] resumed massaging his chest area. [REDACTED] was now standing on the ground. Epstein turned to his side, and with the towel on the ground started to rub his penis in an up and down motion. [REDACTED] stated Epstein held on to the small of her back as she massaged his chest, back and shoulder area. [REDACTED] recalled Epstein ejaculating because he had to use the towel to wipe himself as he got off the table. [REDACTED] also recalled Epstein having a noticeable freckle on his chest.

Epstein then left the room and [REDACTED] got dressed. She went back downstairs where she met Haley and the unknown white female. [REDACTED] admitted to getting paid three hundred dollars in cash from Epstein. Before they left, Epstein asked [REDACTED] to leave her phone number. As they were leaving the house, Haley asked [REDACTED] what had happened and how much she was paid. [REDACTED] stated Haley seemed upset or jealous when she told her that she received three hundred dollars. Haley stated received only two hundred dollars that day. [REDACTED] stated that she believed Haley was paid two hundred dollars for bringing her.

Robson told [REDACTED] that if they do this every Saturday, they could be rich; [REDACTED] agreed. They then went shopping, though she is not sure where. Possibly at TJ Maxx or Marshall's. [REDACTED] stated she never saw Robson again as she got into a fight at school. She had not spoken with Robson either as her mother took away her cell phone.

I asked [REDACTED] if she was aware of any video equipment while she was in the room. She stated no.

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██████████ stated she was afraid that Robson would retaliate against her or her family if she ever went to the police regarding the incident. ██████████ stated that her father's vehicle was recently vandalized. ██████████ admitted to telling ██████████ what had happened with Epstein. According to ██████████ ██████████ became angry and upset, punching a hole in the wall. ██████████ guessed that it was ██████████ who told ██████████ about the incident, and now there were rumors in school about ██████████ and what she did with Epstein.

I then talked to ██████████ about truth and lying. We talked about the color sweater she was wearing. ██████████ denied having sexual intercourse with Epstein. She denied touching his penis. ██████████ again admitted to observing Epstein masturbate.

██████████ agreed to cooperating with the police department in placing a phone call to Robson in a controlled setting. I met with Ms. ██████████ and advised her of the families' as well as ██████████'s willingness to cooperate with this investigation. Copies of this interview were placed into evidence.

I made contact with ██████████ mother of ██████████. I advised her briefly of my investigation. She was aware of the incident and stated that she overheard a portion of a conversation that her daughter was having with a boy named ██████████. ██████████ stated that it was her opinion that both girls liked ██████████. ██████████ recalled hearing her daughter calling ██████████ a whore. ██████████ admitted that she did not listen to the entire conversation but did confront her daughter about it later. ██████████ told her mother that something to the effect that ██████████ had slept with an older man for money. ██████████ stated that she would not object to me speaking with her daughter. It was ██████████'s belief that everyone in the school may have known about this because of the fight that her daughter ██████████ and ██████████ had gotten into. I reminded ██████████ that this was an ongoing investigation and requested she not discuss the fact that I had contacted her. She agreed.

On 03/16/2005, PBSO Sgt. Chris Keen left a message that he was returning my call. I spoke with Keen and discussed the case with him and inquired if he had any open allegations or cases where the suspect resided in Palm Beach. Keen stated he was unaware of any. Keen offered any assistance if needed. Keen stated it was his experience that due to the age of the parties involved, it would be difficult to interview them and expect the investigation to remain confidential.

Because of the time delay, there was no need for the victim to be taken to a medical facility for a physical for the purpose of obtaining evidence. There was also no need to take her to CPT as she was already in a juvenile facility, with an assigned therapist, in which coordinating a day and time to obtain a statement could be made.

On 03/17/2005, I queried Jeffery Epstein on the internet and obtained

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a photo of Epstein to be used in a photo line up. I met with [REDACTED] at which time she viewed the photo line up. She immediately recognized Epstein and pointed to him (Position #5). [REDACTED] signed the photo line up under Epstein's picture. This signed line up was placed into evidence.

On 03/18/2005, I met with [REDACTED] at her residence for the purpose of placing a controlled call to Haley Robson. [REDACTED] spoke with Robson and asked if she could arrange another meeting with Jeff. Robson stated that she would have to call him and make the arrangements. A copy of this conversation was placed into evidence.

03/19/2005, I spoke with [REDACTED] and [REDACTED] and was advised that [REDACTED] left the state to visit with her aunt and uncle. [REDACTED] is scheduled to return to Florida on 03/27/2005

03/21/2005, I coordinated with PB BSF Unit and OCVAN to initiate surveillance on 358 El Brillo.

03/21/2005, Coordinated with Det. Lee regarding trash pulls from 358 El Brillo. On this same date I called [REDACTED] to schedule an appointment to speak with [REDACTED]. She stated the school guidance counselor was reluctant to have police presence at the school. I assured her that I would respond to the school in civilian clothes and an unmarked vehicle.

[REDACTED] called me back and advised that I did not need to make an appointment to see [REDACTED].

I received a return phone call from [REDACTED] stating that [REDACTED] would be attending the family therapy sessions with [REDACTED].

I received messages from [REDACTED].

I conducted a computer query on Epstein. The results of this query indicated the most recent driver's license on file for Epstein was for the state of Florida, which had expired.

A cross reference of Epstein's residence, 358 El Brillo, Palm Beach, revealed the following affiliated names: Nada Marcinkova, w/f, dob [REDACTED] Mark L. Epstein, w/m dob [REDACTED] & Ghislaine N. Maxwell, uk/f, dob [REDACTED]. A computer query for both returned no history.

On 03/23/2005, I spoke with [REDACTED] cell phone wk [REDACTED]. I requested that she not discuss the incident with anyone including her daughter [REDACTED] as I did not want the investigation compromised. I was told at this time, that [REDACTED] and [REDACTED] have not been getting along due to the fact that [REDACTED] has decided to continue living with her father.

On 03/29/2005, I placed telephone calls to both the [REDACTED] and [REDACTED] residences requesting to speak with them regarding the

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investigation. I received return phone calls from Mrs. [REDACTED] and Mrs. [REDACTED] and advised them that I would be contacting [REDACTED]'s family therapist to coordinate a time to meet with [REDACTED]. This was at the request of both [REDACTED] and Mrs. [REDACTED] that [REDACTED]'s strict classroom and therapy schedule be disrupted as little as possible. I also updated them to the investigation thus far. Both [REDACTED] and [REDACTED] stated they had no objection to my meeting with [REDACTED]. In speaking with Ms. [REDACTED], she identified the cell phone number of [REDACTED] as being the phone assigned to [REDACTED] Ms. [REDACTED] had no objections and provided consent to giving it to the police department for the use of placing controlled phone calls from it. [REDACTED] stated the phone had been taken away from [REDACTED] as part of her punishment for not doing well in school. According to [REDACTED], [REDACTED] used to be an excellent student, but in the past two months has become irritable, verbally abusive to the family and has run away. [REDACTED] stated her daughter's recent behavior is the opposite of what she normally is. [REDACTED] stated they are going through family therapy sessions with the school but none of this had come up. Arrangements were made for Det. Captain Gudger to retrieve the cell phone from [REDACTED] at her place of employment.

I called [REDACTED], [REDACTED] and requested to speak with Ms. [REDACTED]. Upon speaking with Ms. [REDACTED] she advised me that she was in the middle of therapy sessions and would call me back once the sessions were completed. Ms. [REDACTED] stated the sessions should be concluded by 7:00 PM. At approximately 8:00PM I had called Ms. [REDACTED] at which time I left a message on her voice mail requesting a return phone call. I spoke with Ms. [REDACTED] and advised her that I did not meet with her daughter and that I would again attempt to coordinate a time with the counselor so as not to disrupt [REDACTED]'s school schedule. [REDACTED] had no objections. Shortly after speaking with Ms. [REDACTED] I received a call from Ms. [REDACTED]. I explained the situation and requested a time to meet with [REDACTED]. [REDACTED] reviewed [REDACTED]'s schedule and advised that [REDACTED] would be available after 3:00PM.

On 03/30/2005, I met with Ms. [REDACTED] and [REDACTED] at [REDACTED]. I reminded [REDACTED] of her conversation with Robson. During this time [REDACTED] initiated a conversation with me in which she admitted that she was not telling me everything that had happened during the time she was alone with Epstein. According to [REDACTED] while she and Epstein were alone on the second floor, Epstein used a purple vibrator to massage her vaginal area. [REDACTED] stated there was no penetration as the vibrator was on top of her underwear. I asked [REDACTED] if Epstein ever asked her age and she stated he had. [REDACTED] stated she told him she was eighteen. When Epstein asked what school she was in, [REDACTED] responded she was in the twelfth grade at Wellington. During the course of this incident, [REDACTED] stated Epstein told her that Haley had worked for him for years.

We then continued with the controlled call to Robson. At approximately 3:35pm [REDACTED] from her cell phone, made a call to Robson's home, [REDACTED]. Robson was not home. [REDACTED] was told

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that Haley Robson was at working a double and could be reached on her cell phone, [REDACTED] W/F, Haley Robson is employed at The Olive Garden Restaurant, located on Forest Hills Blvd in Wellington.

[REDACTED] called Robson. During the conversation between Haley Robson and [REDACTED], Robson asked [REDACTED] what happened, stating that she had heard rumors that [REDACTED] was going to press charges. Robson asked if they, meaning [REDACTED]'s parents, knew about Jeffery. Robson claimed to have heard that [REDACTED]'s father had found out about Jeffrey. [REDACTED] told Robson that they (her parents) did not know anything about Epstein. Robson told [REDACTED] that Epstein needed someone to work tomorrow and asked if she was available. Robson stated she would call Epstein and then call [REDACTED] back.

During the course of these conversations with [REDACTED] she would at times appear to be articulate and well spoken. She would then start to act in an immature manner, by looking around, not paying attention, drawing on a paper. [REDACTED] would offer me a high five whenever she claimed to have told me the truth in the details of the afternoon at Epstein's house. [REDACTED] would sit in the chair, with her knees propped up to her chest as she admitted that she did not tell me the all the details of her encounter with Epstein during our first meeting. As a means of positive reinforcement I would high five [REDACTED]

On 03/31/2005, subpoena requests for T-Mobile Wireless [REDACTED] and Cingular Wireless, [REDACTED] (Robson and [REDACTED] phone numbers) were drafted.

On 04/01/2005, I met with members of PB BSF Unit for the purpose of conducting surveillance on 358 El Brillo. Cross-reference supplement.

On 04/01/2005, I met with Det. Krauel of the Palm Beach Police Department who provided me a copy of the concealed weapons permit for Mr. Epstein. It revealed Epstein had a valid permit. There was no current photo attached to the renewal notice.

On this same date I queried various different web sites for a possible identification of the purple item retrieved from the trash pull from 358 El Brillo. The item was similar in description as the one described by [REDACTED] and used by Epstein.

I made contact with Spicygear.com and spoke with the owner John. I emailed a photograph of the item for his opinion. He identified the items as a Jelly Anal Wand of some sort. The item is easily available at sex shops in South Florida.

04/06/2005, I conducted business queries into Epstein utilizing the internet. I located articles relating to financial reports. There was no local history.

On 04/01/2005 - 04/03/2005, with the assistance of BSF, there was

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continued surveillance on the property.

On 04/04/2005, I obtained a copy of voice mail messages, dated 03/31 and 04/01 from Haley Robson to [REDACTED]. A female identifying herself as Haley states that she could pick [REDACTED] up to take her to Epstein's house for an eleven o'clock appointment. A copy of this was placed into evidence.

On 04/05/2005, a trash pull was conducted at 358 El Brillo by Det. Lee and me. There were several messages written on various forms of papers. There was a message from Haley, indicating [REDACTED] 11:00. The following was additional information obtained from trash retrieved from 358 El Brillo: Jean Luc 6:20 AM; David [REDACTED] Sarah Kellen [REDACTED] Friday 5:30PM; [REDACTED] Haley; a message receipt dated 4/4 1:05- [REDACTED]. She is looking to speak to you .; [REDACTED].

On 04/06/2005, I faxed subpoena requests to SA Mighdolls office for Epstein, Robson and [REDACTED]'s phone records. (Phone numbers [REDACTED] & [REDACTED].

On 04/06/2005, I called [REDACTED] ext [REDACTED] and spoke with Principal [REDACTED]. He confirmed that they had a student by the name of [REDACTED]. He requested a written request prior to releasing any additional information. On this same date I faxed [REDACTED] a request for student and parent information on [REDACTED]. I advised [REDACTED] that due to this being an open investigation he was not to discuss the matter with anyone.

On 04/08/2005, I received a message from [REDACTED] providing me the following information: [REDACTED] w/m DOB [REDACTED] Wellington, Florida. Parents name: [REDACTED].

Det. Lee provided me with trash obtained from 358 El Brillo for 04/06 04/07/05. The following information was retrieved: Jet Aviation [REDACTED] itinerary, indicating a departure date of 04/05/2005 at 4:00 PM with an arrival in New York City of 6:15PM. Flight crew captain David Rodgers, co-captain, Larry Visoski, flight engineer Larry Morrison. Call sign N908JE; a note stating Bye J. thank you [REDACTED] hand written notes & messages 11-Glenn, 12:30 chicken, [REDACTED] 4, 3 September B & J, Big Screen x8, [REDACTED] work Sunday @ 4PM. [REDACTED] Monday after school?; left message for [REDACTED]; [REDACTED] works 4-9 Monday and Tuesday, leaves school @ 11:30 AM; [REDACTED] will be here tomorrow @ 10:30 Am; Mrs. Business [REDACTED]; [REDACTED]. There was no trash for 04/08/05.

04/22/05 received the results of a subpoena request from Bellsouth for [REDACTED]. The results only provided subscriber information. I contacted Alice Grant Investigative Subpoena Compliance Center who stated the request was not complete and the results would be sent to [REDACTED].

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me as soon as the query was finished.

Cross-referencing the names [REDACTED] and [REDACTED] as well as phone numbers, which were obtained from message notes via trash pulls, I identified the before mentioned individuals as being acquainted with someone at 358 El Brillo. [REDACTED] DOB [REDACTED] 1984 FL DL [REDACTED] and [REDACTED] DOB [REDACTED] 1986 FL [REDACTED] are both above the legal age of consent.

On 05/03/2005, I spoke with [REDACTED] and updated her on the investigation. [REDACTED] stated that [REDACTED] was doing well in the school. Her contact with the outside is limited as they do not have access to the phones. [REDACTED] comes home on the weekends and she is not allowed to go anywhere alone.

On 05/11/2005, I made arrangements to meet with [REDACTED] and [REDACTED]

On Thursday, 05/12/05, I spoke with [REDACTED] regarding the case. They will be moving to GA in July 2005. They will be very busy over the next few weeks but would be available via phone. Will coordinate a date to meet to discuss the matter further.

During this week I conducted surveillance at Epstein s residence and at the airport, but there was nothing to indicate that Epstein was in town.

Due to conflicting appointments, rescheduled until 06/02/2005, to meet with Ms. [REDACTED]

I also spoke with [REDACTED] and updated her to the investigation,

On 06/02/2005, I met with [REDACTED] and [REDACTED]. [REDACTED] advised that she could be reached via her cell phone until she is able to provide me with her new contact information.

I also received a message from [REDACTED]. Attempted call back but the line was busy.

June 14, 2005, I received information that Epstein's plane was at Jet Aviation. I spoke with Det. Lee regarding surveillance.

I called the Olive Garden and asked for Haley Robson. I was advised she was not working today. This would indicate that Robson was still employed there.

On 07/07/2005, I faxed subpoena requests to SA Mighdoll's office for Epstein, Robson and [REDACTED]'s phone records. (Phone numbers [REDACTED] and [REDACTED]). The original subpoena requests only provided subscriber and billing information.

On 07/20/2005, conducted a trash pull arranged by Ofc. Lee. Inside there were misc. papers with phone numbers and names. There were

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misc. female hygiene products in the trash. Based on a prior Auto Track report done on 358 El Brillo, a possible subject residing at the residence is Nada Marcinkova. Marcinkova fit the description provided by officers who had conducted surveillance in the area of a female seen entering and leaving the residence.

On 07/21/05, I received the Duces Tecum dated 07/18/05, which was clerked by ASO

On 07/26/2005, I received the results of Bell South Subpoena.

On 08/04/05, I received DHL Express from T mobile with the results of the query.

I spoke with [REDACTED] who confirmed that [REDACTED] was still living out of state. It appeared that all was going well.

I left a message for [REDACTED] at [REDACTED]

On 08/08/2005, I received the results of Cingular cell phone subpoena.

During the week of 09/08/2005, I checked 358 El Brillo and the Palm Beach International Airport but there was no direct indication that Epstein was in town.

On 09/08/2005, I reviewed the case notes of this file, as the case will be turned over to Det. Recarey.

On 09/11/2005, while on patrol, I conducted a check at Epstein's residence and found that it still had the hurricane shutters on. On a drive by the Palm Beach International Airport later that afternoon, I did not observe Epstein's plane.

On 09/14/2005, I conducted a check at the Palm Beach International Airport but did not see Epstein s plane.

On 09/19/2005, I spoke with [REDACTED] to keep her updated and to find out if there was any change of address or phone numbers for [REDACTED] I was told no. I left a message for [REDACTED] at [REDACTED] in order to provide her with Detective Recarey s information.

***** N A R R A T I V E # 2 *****

NA Reported By: RE CAREY, JOSEPH 9/21/05
Entered By.: ALTOMARO, NICKIE A. 9/21/05

On September 19, 2005, I met with Officer Pagan and received the information pertaining to this case. Members of the Burglary Strike Force had previously been conducting surveillance on both Epstein and Robson. Officer Munyan was assigned to monitor the Epstein home and Sgt Sorge and Officer Minot were assigned to monitor Robson. Both teams provided a surveillance log that will be placed into the

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Det. Dawson was assigned to relieve Officer Munyan at 4:00 pm; he informed me that at approximately 8:00 pm, Epstein had left for the airport and his private jet was sitting on the tarmac. Epstein's private vehicle drove to the jet and unloaded packages into the jet. It appeared that Epstein left the county at this time. Surveillance will continue to determine when Epstein will return.

Inv Continues.

***** N A R R A T I V E # 3 *****
NA Reported By: PARKINSON, GREGORY A. 9/23/05
Entered By.: ALTOMARO, NICKIE A. 9/23/05

On Friday, September 23, 2005 at approximately 1:45 p.m., I began to copy a tape micro cassette, under case number 05-368 and property number 05-243, tape number 1. I placed the tape in the telex copy-et, series 2 machine and began to go through the copying process. Approximately 1/2 through the tape, the tape wrapped around the spindle and became locked and stretched the tape. I examined it and determined that it was in the best interest to leave it as it is as a prior copy had been made and turned over to Sergeant Frick. I immediately took the tape to Sergeant Frick and allowed him to examine it and then obtained the copy from him and Detective Recarey and brought the copy of the tape down and made a copy for him based on that. The tape was placed back in the original container and is retained in the evidence bag under the previously mentioned property number of 05-243. It is not advisable to attempt to copy this tape as further damage could result to the recorded material and there is an existing copy anyway.

***** N A R R A T I V E # 4 *****
NA Reported By: PARKINSON, GREGORY A. 9/26/05
Entered By.: ALTOMARO, NICKIE A. 9/26/05

On 3-24-05 at 11:00 pm, a copy of tape 2 (case number 05-294) had been made for Det. Pagan by Evidence Specialist Annette Badger. The copy was turned over to Detective Recarey.

On Friday, 09-23-05 at approximately 2:15 pm, I was in the process of reproducing audio tapes (micro and standard) to standard size when it was discovered, in the test review process, that tape number 2 was blank. I notified Sgt. Frick and Det. Recarey. I was informed that they had a prior copy and I could use it to make a master tape. I did so and when reviewing and signing the evidence sheet, I noticed Evidence Specialist Badger had written "#2 is blank."

I obtained that copy from Det. Recarey and made a new copy on a standard size tape. The new copy was placed in the evidence bag under

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property number 05-294 with the blank tape.

***** N A R R A T I V E # 5 *****
NA Reported By: RECAREY, JOSEPH 9/26/05
Entered By.: ALTOMARO, NICKIE A. 9/28/05

Copies of the tapes that were submitted into evidence were requested. Additionally, trash pulls were started on September 21, 2005. Sgt. Szarszewski made telephone contact with Tony Higgins, Supervisor of the Sanitation Department, and requested that trash be collected at the Epstein House located at 358 El Brillo in Palm Beach. Sgt Szarszewski met with Sanitation worker, Jeff Williams and observed him enter the property at 358 El Brillo. Shortly thereafter, Williams exited the property and placed the three white trash bags in the empty well in the rear of the truck. Williams then drove away where he met with Sgt. Szarszewski who removed the bags from the well and placed them into one large black trash bag. The bag was returned to the Police Station where I was waiting for him. Upon his arrival, we inspected the bags where several notes and papers were found. These notes contained names of girls with times. Additionally, there was a note from [REDACTED] and [REDACTED] to Jeffrey Epstein on a notepad, which stated, "For a good time call [REDACTED] and [REDACTED] at [REDACTED]." Also, there was another telephone number on the note [REDACTED]. Also found was a written note, which stated, [REDACTED] can not come at 7 p.m. tomorrow because of soccer. These items were written on notepads that contain Jeffrey Epstein on the bottom of the notes. These items were placed into evidence for future follow up. I requested subpoenas for subscriber information on the telephone numbers listed above on the note from [REDACTED] and [REDACTED]. The cellular telephones [REDACTED] and [REDACTED] are both assigned to Cingular Cellular Service. Other notes were found within the trash on Jeffrey Epstein pad, papers that contained telephone numbers. One note had "[REDACTED]" with [REDACTED] written on it. This cellular number is assigned to Cingular Cellular Service. Another sheet had written [REDACTED] which is assigned to Bell South Telecommunications. The subpoenas were picked up and submitted to Cingular and Bell South Telecommunication for subscriber information.

On September 22, 2005, I was informed by Sgt. Szarszewski that there would be no trash pick up as it was recycle pick up day. A request for copies of the micro and standard size cassettes were requested from crime scene to familiarize myself with the interviews conducted.

On September 23, 2005, the tapes were received and I began to become familiar with the interviews that were conducted. Det. Krauel had met with Town of Palm Beach Sanitation worker, Jeff Williams and observed him enter the property of 358 El Brillo. Shortly thereafter, Williams exited the property and placed the three white trash bags in the empty well in the rear of the truck. Williams then drove away where he met with Det. Krauel who removed the bags from the well and placed them into one large black trash bag. The bag was returned to the Police Station where I was waiting for him. Upon his arrival, we inspected

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the bags where several notes and papers were found. The notes will be inspected for future use. The items collected were placed into evidence.

It became evident that some of the recordings were recorded with background noise and some interference. The calls most affected were the control phone calls from the victim to the suspect Haley Robson. I obtained the graphic equalizer and discovered that the calls are able to be legible with the use of the equalizer by lowering the background noise and increasing voice gain. I also learned that a tape was broken during the copying of the tape. I returned the copy of the tape marked Property Number 05-243 to have it recopied to have an original in evidence and a working copy with the file.

Upon researching the file, it was discovered that the suspect, Haley Robson's cellular calls were subpoenaed incorrectly. The suspect telephone number was [REDACTED] and the original request was for [REDACTED]. I requested the information through Cingular Cellular Service from February 2005 through the present. The purpose was to have a record of Robson making calls to victim, Jeffrey Epstein and the frequency of calls. The request was submitted to the State Attorney's Office.

Investigation Continues....

***** N A R R A T I V E # 6 *****
NA Reported By: KRAUEL, CURTIS D. 10/06/05
Entered By.: ALTOMARO, NICKIE A. 10/06/05

On or about September 23, 2005 at approximately 0915 hours, I responded to 358 El Brillo and met with PB Sanitation worker Jeff Williams. Williams had been previously notified to assist in trash pulls at the residence of Jeffrey Epstein, 358 El Brillo, Palm Beach, Florida. I observed Williams enter the driveway of 358 El Brillo and remove several plastic bags of trash and place the contents into the back of an empty sanitation truck.

I then followed Williams to a predetermined location and seized the trash from the truck. The trash was transported to the Palm Beach Police Department where I began sifting through its contents. There was a total of 4 white in color plastic bags and each contained documentation and correspondence for 358 El Brillo and Jeffrey Epstein. All documents of evidentiary value were removed and turned over to Det. Recarey for follow-up.

On or about September 26, 2005 at approximately 0900 hours, I responded to 358 El Brillo and met with PB Sanitation worker Jessie Jones. Jones had been previously notified to assist in trash pulls at the residence of Jeffrey Epstein, 358 El Brillo, Palm Beach, Florida. I observed Jones enter the driveway of 358 El Brillo, where no trash was located within the receptacles. I left the area without incident.

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and notified Det. Recarey to that affect.

On or about September 27, 2005 at approximately 0915 hours, I responded to 358 El Brillo and met with PB Sanitation worker Jesse Jones. I observed Jones enter the driveway of 358 El Brillo and remove one plastic bag of trash and place it in the back of an empty sanitation truck.

I then followed Jones to a predetermined location and seized the trash from the truck. The trash was transported to the Palm Beach Police Department where I began sifting through its contents. There was a total of 1 white in color plastic bag which contained correspondence for 358 El Brillo. All documents of evidentiary value were removed and turned over to Det. Recarey for follow-up.

On or about Monday October 3, 2005 at approximately 0915 hours, I responded to 358 El Brillo and met with PB Sanitation worker Jeff Williams. I observed Williams enter the driveway of 358 El Brillo and remove several plastic bags of trash and place the contents into the back of an empty sanitation truck.

I then followed Williams to a predetermined location and seized the trash from the truck. The trash was transported to the Palm Beach Police Department where I began sifting through its contents. There was a total of 7 white in color plastic bags with a red tie and 1 black in color bag which contained 2 white in color plastic bags with a red tie. Each of the bags contained documentation and correspondence for 358 El Brillo and Jeffrey Epstein. Inside of one of the white in color bags, I located a broken piece of a hard plastic or clear acrylic stick, which was shaped with small ridges. This device is commonly used as a sexual toy which is inserted into the vagina or anus for stimulation. This item, along with all documents of evidentiary value were removed and turned over to Det. Recarey for follow-up.

On or about Tuesday October 4, 2005 at approximately 0928 hours, I responded to 358 El Brillo and met with PB Sanitation worker Jeff Williams. I observed Williams enter the driveway of 358 El Brillo and remove several plastic bags of trash and place the contents into the side well of the sanitation truck. This side of the truck is separate from the rear of the truck and does not come into contact with other trash.

I then followed Williams to a predetermined location and seized the trash from the truck. The trash was transported to the Palm Beach Police Department where I began sifting through its contents. There was a total of 2 white in color plastic bags which were tied at the top. Each of the bags contained documentation and correspondence for 358 El Brillo and Jeffrey Epstein. All documents of evidentiary value were removed and turned over to Det. Recarey for follow-up.

On or about Wednesday October 5, 2005 at approximately 0928 hours, I

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responded to 358 El Brillo and met with PB Sanitation worker Jeff Williams. I observed Williams enter the driveway of 358 El Brillo and remove several plastic bags of trash and place the contents into the bed of the sanitation truck.

I then followed Williams to a predetermined location and seized the trash from the truck. The trash was transported to the Palm Beach Police Department where I began sifting through its contents, with the assistance of Det. Recarey. There were a total of 2 bags, one of which was white in color and tied in a knot at the top, and the other was a black in color bag, which contained two white in color trash bags along with loose debris. Each of the bags contained documentation and correspondence for 358 El Brillo and Jeffrey Epstein. All documents of evidentiary value were removed and turned over to Det. Recarey for follow-up.

***** N A R R A T I V E # 7 *****
NA Reported By: RE CAREY, JOSEPH 10/07/05
Entered By.: ALTOMARO, NICKIE A. 10/07/05

I met with Det. Krauel and requested further assistance to maintain trash collections at Epstein's residence at 358 El Brillo Road. On October 3, 2005, at approximately 10:30 am, I was contacted by Sgt. Frick to respond to the Palm Beach Police Station. Det. Krauel had observed Jeff Epstein riding his bicycle on South County Road. Upon my arrival, I met with Sgt Frick who advised, as Epstein was currently in Town; we interview ██████████ as to her involvement with Epstein and the girls that are brought to his house. As we were to interview ██████████ in the county, (outside of our jurisdiction), I contacted the State Attorney s Office Investigation Division, and made contact with Assistant Supervisor Investigator Carlos Ortiz. I requested assistance to interview ██████████ as the interview may occur in the county. Supervisor Ortiz assigned Investigator Mike Waites to assist us at the location and interview of ██████████.

Det. Dicks had responded to the address of ██████████ and viewed her vehicle parked in the driveway. ██████████'s vehicle a red Plymouth Neon bearing ██████████ was parked in the driveway of ██████████ in Loxahatchee. Sgt Frick and I responded to 120th Ave and awaited the arrival of Investigator Mike Waites. Upon his arrival, he was briefed that should she wish to be interviewed within her home he would be needed. However, should ██████████ agree to return to the police station for further questioning, he would not be needed. Sgt. Frick and I knocked on the door and met with ██████████. ██████████ was told that we were investigating a claim involving Jeffrey Epstein of El Brillo in Palm Beach. ██████████ was asked if she wanted to accompany us back to the police station for further questioning. She was also told that at the conclusion of the interview she would be returned home. She agreed and wished to change her clothes prior to accompanying us back to the police station. At the conclusion of her changing clothes, she advised she was ready to go. I thanked Inv. Waites and advised she was going to voluntarily return to the police station.

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Upon [REDACTED]'s entry in the unmarked Detective vehicle, I placed a tape recorder within the vehicle to record any conversations within the vehicle. During the ride back to the police station, [REDACTED] advised she is attending Palm Beach Community College at the Palm Beach Gardens Campus and is majoring in journalism.

Upon our arrival at the police station, [REDACTED] was brought to the interview room in the Detective Bureau. I explained to [REDACTED] that I appreciated her willingness to assist us and informed her that should she desire to leave at any time she may do so. I further explained the interview room door is only closed for privacy. [REDACTED] stated she understood. During the taped sworn interview, [REDACTED] was asked how she came in contact with Epstein. [REDACTED] stated back when she turned 17 years of age she was approached by a friend [REDACTED] in the Canopy Beach Resort in Rivera Beach. [REDACTED] was asked if she wanted to make money.

She was told she would have to provide a massage and should make \$200.00. [REDACTED] thought about the offer and agreed to meet with Jeffrey. [REDACTED] (Unknown last name) and [REDACTED] (Unknown last name) picked her up and she was taken to Epstein's house. Upon her arrival at the house, she was introduced to Epstein in the kitchen of the house. She was also introduced to a white female known to her as Sara. She was led upstairs to the main bedroom known to her as Jeff Epstein's bedroom. Sara arranged the massage table and covered the table with a sheet. She brought out the massage oils and laid them next to the massage bed. Sara then left the room and informed her Jeff would be in a minute. Jeff entered the bedroom wearing only a towel. He lay on the table onto his stomach and picked massage oil for [REDACTED] to rub on him. During the massage, [REDACTED] stated, He tried to touch me and I stopped him. I asked how he tried to touch her. He grabbed her buttocks and she felt uncomfortable. [REDACTED] also stated Epstein has a vibrator, which is large and white in color. [REDACTED] told Epstein, I'll massage you but I don't want to be touched. [REDACTED] stated she performed the massage naked. At the conclusion of the massage, Epstein paid [REDACTED] \$200.00 for the massage. He explained, I know you're not comfortable, but I'll pay you if you bring some girls. He told her the younger the better. [REDACTED] stated she once tried to bring a 23-year-old female and Epstein stated that the female was too old. [REDACTED] was asked how many girls she brought in total to Epstein. [REDACTED] stated six that she can remember. [REDACTED] stated she brought [REDACTED] and the victim in this case.

I asked [REDACTED] which one was the youngest. [REDACTED] advised the victim was the youngest. [REDACTED] stated every girl she brought knew what to expect when they arrived. They were told they would provide a massage, possibly naked, and some touching. I asked her if the victim was aware. She stated every girl she brought knew what to expect. She explained she knew the victim wanted to make money. She approached the victim and explained about going to work for Jeff. The

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victim agreed and arrangements were made to bring the victim to Epstein's house on a weekend. [REDACTED] stated that she and [REDACTED] (later identified as [REDACTED]) picked up the victim at the victim's house. They traveled to Epstein's House and entered through the kitchen door. They met with the house chef and Epstein's assistant Sara. The victim was introduced to Epstein while they were in the kitchen area. Sara led the victim upstairs and Epstein went upstairs. When the massage was over, the victim returned to the kitchen area. [REDACTED] stated she was paid \$200.00 for bring the victim to Epstein's. [REDACTED] stated the victim told her she was paid \$300.00 for the massage. Back in the vehicle, [REDACTED] asked the victim what happened. The victim told her about the massage and then they went shopping. [REDACTED] stated the victim was the last person she brought to Epstein. She further stated that she had changed her cellular number to avoid being contacted by Sara. She continued that when Epstein announces to his assistant that he is traveling to Palm Beach, Sara would contact [REDACTED] to arrange girls for Epstein. Sarah, later identified as Sarah Kellen Date of Birth [REDACTED], had told [REDACTED] that Jeff likes to have his fun with the girls.

[REDACTED] stated that once her parents discovered that she was visiting Epstein, they disapproved of the encounters with him and she stopped. [REDACTED] further stated that Sara still tries to call the house and leaves messages. With the assistance of [REDACTED] we were able to identify [REDACTED] DOB [REDACTED] 1987, [REDACTED] DOB [REDACTED] 1987, [REDACTED] DOB [REDACTED] 1988, and [REDACTED] DOB [REDACTED] 1988.

Sgt Frick entered the room and explained that based on her own statements, she had implicated herself with bringing underage girls to Epstein's house. [REDACTED] was aware of what she had stated and wished to assist further in hopes to receive a lesser charge. [REDACTED] provided cellular telephone numbers for the girls she had mentioned previously. Additionally, she also provided possible addresses and areas in which they lived. As [REDACTED] was being taken home in the vehicle, a tape recorder was placed within the vehicle to record any conversations within the vehicle. During the drive back to her home, [REDACTED] made the comment I m like a Heidi Fliess. (Hollywood Madam who sent girls to clients for sexual favors in California). [REDACTED] was dropped off at her house without incident.

Sgt Frick and I went to [REDACTED] Loxahatchee, Florida in an attempt to speak with [REDACTED]. We met with Mrs. [REDACTED] ([REDACTED]'s Mother) at the front door. We explained the ongoing investigation and felt that [REDACTED] may have additional information as we had information that she had worked for Jeff. Mrs. [REDACTED] introduced us to her husband and allowed us entry into the home. We sat in the dinning room and met with [REDACTED] 1988. As she was under the age of eighteen, Mrs. [REDACTED] was advised we would be speaking with her. She expressed, if her daughter had information she wanted to assist. As we interviewed [REDACTED] she denied having any inappropriate encounters with Jeff (Epstein). She stated she had gone to Jeff's

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House with Haley Robson approximately eight months ago and sat in the kitchen with the house chef but nothing happened. As the parents were present during the interview, we felt that [REDACTED] was withholding information from us. She made several comments as to she has put the entire incident behind her. I left my direct telephone number and advised should she wish to speak with me again to telephone me. Sgt Frick and I thanked Mrs. [REDACTED] for her time and left the area. She stated she would ask her again after we left as to what happened at Epstein's house. I informed her that [REDACTED] had my telephone number and hopefully she would call.

Sgt Frick and I then attempted contact with [REDACTED] at [REDACTED] in Loxahatchee. We met with [REDACTED] who stated [REDACTED] was her daughter. [REDACTED] was at the Wellington Mall and was not home. We explained the ongoing investigation and felt the [REDACTED] may have additional information as we had information that she had worked for Jeff. We left our phone numbers and asked her to telephone me upon her daughter's return. We then left the area.

On October 4, 2005, at approximately 8:05 am, Sgt Frick had retrieved a voice mail message from [REDACTED]. She stated she had spoken with her daughter and she had information as to what occurred at Jeff's house. I contacted [REDACTED] who stated her daughter was in the shower at the moment and would be traveling back to Orlando to attend College. I informed her I would be en route to her home in Loxahatchee. Det. Dawson and I drove to the [REDACTED] home and met with [REDACTED] and [REDACTED]. During a sworn taped statement, [REDACTED] stated she was taken to the house by Haley Robson. She was told she could make money working for Jeff. She was told she would have to provide a massage to Jeff. [REDACTED] stated upon her arrival to the house she was brought to the kitchen area by Robson.

They met with the house chef and Haley stayed in the kitchen. She was introduced to Sara, Jeff's assistant and was brought upstairs to the master bedroom. Sara prepared the room and massage table for a [REDACTED] massage. Epstein entered the room and she provided a massage. [REDACTED] stated she kept her clothes on during the massage. She stated sometime during the massage Epstein grabbed her buttocks and pulled her close to him. [REDACTED] said she was wierded out by the incident involving Jeff. At the conclusion of the massage, she was paid \$200.00 for the massage. I asked [REDACTED] if she has any formal training in massages to which she replied no. I asked her if Robson received any monies for taking her to perform the massage. [REDACTED] stated Robson also received money for taking her there. [REDACTED] stated she went with Robson and another girl, [REDACTED] to Jeff's house once. [REDACTED] stated she waited in the kitchen with Robson, while [REDACTED] was taken upstairs by Sara. [REDACTED] stated she only did the massage once, as she was wierded out by the whole experience. At the conclusion of the interview and the tape was stopped, I was informed that Sara had attempted to reach [REDACTED] via cell phone. A voice mail message on October 4, 2005 at 10:59 am, revealed a female voice who identified herself as Sara who requested her to call her back reference the

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police questioning. This voice mail message was recorded onto a micro cassette. [REDACTED] provided the incoming telephone number as [REDACTED]. [REDACTED] stated she inadvertently told [REDACTED] about the police investigation because [REDACTED] had called her to tell her about how she just received a rental car from Jeff Epstein. [REDACTED] had called her to tell her that she was given a rental car, a 2005 silver Nissan Sentra, to utilize to visit family and visit Jeff. [REDACTED] asked her what was going on at the house that the police would be asking questions. [REDACTED] stated [REDACTED] then called Jeff and Sara and asked what was going on reference the ongoing police investigation. According to [REDACTED], Sara has since then been trying to contact her to ask about the police questions. I instructed [REDACTED] not to contact Sara and do not provide any more information to [REDACTED] as she would notify Jeff Epstein and Sara what was transpiring.

Investigation Continues...

***** N A R R A T I V E # 8 *****

NA Reported By: LEE, LA'MONT 10/07/05
Entered By.: ALTOMARO, NICKIE A. 10/07/05

On March 30, 2005, I was asked by Sgt. Daniel Szarszewski to begin conducting surveillance and trash pulls reference Detective Pagan conducting a criminal investigation involving Jeffrey Epstein. I was advised that Epstein was possibly engaging in sexual contact with young females.

On March 30, 2005, I made contact with Town of Palm Beach Sanitation Office Supervisor Tony Higgins and requested trash pulls for 358 El Brillo Way to begin on March 31, 2005.

On March 31, 2005 at 9:20 a.m., I responded to the area of 358 El Brillo Way and met with Town of Palm Beach sanitation employee, Jeffrey Williams. I observed Williams enter the driveway of 358 El Brillo Way, collect the trash bags from Epstein's property and place the contents into an empty sanitation truck. I followed Williams to a nearby area, where he turned over seventeen white plastic trash bags, which were collected from Epstein's property.

I took the trash bags to the sanitation department where I sifted through its contents. I collected mail correspondence from Armani Exchange addressed to Nada Marcinkova, Jeffrey E. Epstein notepaper with [REDACTED], an important message notepaper addressed to J.E dated 03/29/05 at 8:15 p.m. reference [REDACTED] U.S Airways boarding pass copy for passenger, Janusz Banasiak, Montgomery County, Maryland Health Department food service ID [REDACTED] for Janusz Banasiak and Ghislaine Maxwell notepaper with names and phone numbers. Photocopies of the trash collected were attached with the supplement. Detective Pagan was advised of the contents that were collected for evidentiary value.

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On March 31, 2005, Sgt. Daniel Szarszewski requested that I set up a surveillance vehicle on El Brillo Way and conduct video surveillance of the front exterior of Epstein's residence. At 3:00 p.m., I set up a surveillance vehicle equipped with a video monitoring device. The surveillance vehicle was parked on El Brillo Way approximately fifty feet east of Epstein's driveway. The purpose of the video surveillance was to gather investigative intelligence by monitoring and recording all vehicle and pedestrian traffic entering and leaving Epstein's property.

The video surveillance tapes were changed daily with a new Maxell T-160 VHS tape. Video surveillance was established for Epstein's from March 31, 2005 through April 05, 2005. On April 05, 2005, video surveillance was concluded. I reviewed the video tapes and advised Detective Pagan the surveillance videos yielded no evidentiary value.

On April 01, 2005 at 9:30 a.m., I responded to the area of 358 El Brillo Way to meet with Town of Palm Beach sanitation employee, Jessie Jones. While parked in the area of 358 El Brillo Way waiting to collect Epstein's trash, I observed a white female, who I recognized as Nada Marcinkova from her Florida driver's license photograph. I made no contact with Marcinkova. While parked in the area, I also observed Epstein's GMC Yukon truck leave the property as well as other vehicles arrive and park across the street from the property. The occupants of these vehicles appeared to be housekeepers, maintenance men, and gardeners.

At 9:38 a.m., I met with Town of Palm Beach sanitation employee, Jessie Jones. I observed Jones enter the driveway of 358 El Brillo Way and collect the trash from Epstein's property. I followed Jessie to a predetermined area at which time I collected the trash bags from the sanitation truck. I transported the trash bags to the sanitation department, where I sifted through its contents. I collected mail correspondences addressed to Jeffrey Epstein, automotive records and personal documents for Janusz Banasiak and Beata Banasiak as well as Jeffrey Epstein notepaper with the names and appointment times for [REDACTED] and [REDACTED]. No last names or other personal information was written on the notepaper.

While sifting through Epstein's trash, I also collected a three-inch purple finger size object, which had a broken end. The object appeared to be a broken piece from a sexual toy similar to a (Cyclone Vibrator) possibly used for rectal gratification. The sexual object was photographed for Detective Pagan, packaged in a biohazard object bag (possible body fluids) and secured as investigative evidence. All items collected from Epstein's trash were turned over to Detective Pagan for evidentiary purposes.

On April 05, 2005 at 9:18 a.m., I met with Town of Palm Beach sanitation employee, Jessie Jones. I observed Jones enter the driveway of 358 El Brillo Way and collect the trash from Epstein's property. I followed Jessie to a predetermined area at which time I

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collected the trash bags from the sanitation truck. I transported the trash bags to the sanitation department, where I sifted through its contents. I collected mail correspondences addressed to Jeffrey Epstein as well as notepaper (Important Message) with names and telephone numbers. The following are items collected from Epstein s trash.

██████████ ██████████
blank piece of white paper ██████████
black paper ██████████
black paper ██████████
David ██████████
MSN Hotmail web page with email address ██████████ (██████████.com)

The following items were documented for Detective Pagan s investigation for evidentiary purposes.

On April 06, 08, 11, 12, 13, 15, 2005, at approximately 9:30 a.m, I met with Town of Palm Beach sanitation employees. I observed the employee enter the driveway of 358 El Brillo Way and collect the trash from Epstein's property. I followed the employee to a predetermined area at which time I collected the trash bags from the sanitation truck. I transported the trash bags to the sanitation department, where I sifted through its contents.

All of the documents collected from Epstein's trash during my assistance were turned over to Detective Pagan for evidentiary purposes.

On June 14, 2005, Detective Michelle Pagan contacted me and advised that the airplane belonging to Jeffrey Epstein of 358 El Brillo Way was parked at the Palm Beach International Airport.

Detective Pagan requested that I begin trash pulls for the purpose of gathering evidence and intelligence.

I made contact with Town of Palm Beach Sanitation Office Supervisor Tony Higgins and requested trash pulls for 358 El Brillo Way to begin on June 15, 2005.

On June 15, 2005, I met with a sanitation employee. I observed the employee enter the driveway of 358 El Brillo Way and collect the trash from Epstein s property. I followed the employee to a predetermined area at which time I collected the trash bags from the sanitation truck. I transported the trash bags to the sanitation department, where I sifted through its contents. The trash yielded negative results and no evidence was collected.

No further trash was collected throughout the week due to the fact that Epstein s security gates remained closed throughout the week; therefore, the sanitation employees were unable to gain access onto the property for collection of the trash.

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All evidence and intelligence gathered by this officer has been turned over to the detective bureau and no further action has been taken by this officer.

End of supplement.

***** N A R R A T I V E # 9 *****

NA Reported By: RE CAREY, JOSEPH 10/07/05
Entered By.: ALTOMARO, NICKIE A. 10/10/05

On October 4, 2005, I made telephone contact with [REDACTED] who had left several messages on voice mail. During the message, she advised she was not completely truthful when we met in person but would like to speak with me to advise what had happened. She further advised she did not want to speak of this incident in front of her mother. At approximately 15:48 pm, I made telephone contact with [REDACTED] at [REDACTED]. During a taped recorded statement, [REDACTED] stated the following: Approximately a year ago, when she was sixteen years of age, Robson took her to Jeff's house twice. The first time she went, Haley Robson drove to the house. They entered through the kitchen area where she was introduced to Sara and Jeff. She was taken upstairs to a bedroom by Sara who set the room up with a massage bed and brought out the oils to use. Jeff then entered the room wearing a towel. He lay on the table and picked out a lotion for [REDACTED] to rub on him. At one point during the massage, he tried to remove her shirt at which point she became very upset and discontinued the massage. Both [REDACTED] and Jeffrey had a verbal disagreement at which time she left without being paid. She met with Haley Robson who was sitting in the kitchen and told her let's go. [REDACTED] advised she received no money for that day. [REDACTED] also said that Haley Robson had told her if she was uncomfortable with what was going on, to let him know and he'll stop. She knew that the more you do the more you are paid.

Several weeks later, [REDACTED] advised she agreed to be taken a second time by Haley Robson. Once they arrived at the residence, Haley sat in the kitchen and Sara took her upstairs to the master bedroom again. Sara set the room up with a massage bed and brought out the oils to use. Jeff then entered the room wearing a towel. He lay on the table and picked out a lotion for [REDACTED] to rub on him. At one point during the massage, he tried to touch her buttocks. As [REDACTED] was wearing tight jeans and had a tight belt on Jeff was unable to touch her buttocks. Jeff then rolled onto his back during the massage; he attempted to touch her breasts. [REDACTED] then became upset again and told him she didn't want to be touched. [REDACTED] discontinued the massage and was paid \$200.00. [REDACTED] then went downstairs where Haley Robson was waiting for her. She told Robson she wanted to leave. [REDACTED] said she never returned to the house. [REDACTED] stated she is aware that her friend, [REDACTED] was also at the house and had a problem with Jeff. She provided a telephone number

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for [REDACTED] The interview was concluded and the micro cassettes were
turn in as evidence.

On October 5, 2005, I researched the incoming telephone number that had left [REDACTED] a message. The telephone number, [REDACTED] was assigned to ATT/Cingular Cellular service. I prepared a subpoena request and faxed the request to the State Attorney's Office. Information requested was subscriber information as well as all incoming and outgoing calls for the months of September and October 2005.

I later researched [REDACTED] and discovered she resides in Royal Palm Beach. Det. Dawson and I drove to Royal Palm Beach and met with [REDACTED] at her residence [REDACTED] in Royal Palm Beach.

[REDACTED] agreed to speak with us in the kitchen area. During a sworn taped statement, [REDACTED] stated the following: On or about November 2004, she was approached by Haley Robson and asked if she wanted to make money. She agreed and was told she would provide a massage to wealthy man in Palm Beach. Robson picked her up and drove her to a house in Palm Beach. She was brought into the kitchen area of the house. She further stated that [REDACTED] and [REDACTED] went with them. They were brought into the kitchen where she was introduced to Jeff and other females. [REDACTED] stated she was introduced to a helper of Jeff; the female was described as white female (unknown name), with blond hair. She stated that the assistant was familiar with Robson. The assistant set up the massage table and put out lotions to be used. She told [REDACTED] Jeff would be available in a minute. Jeff entered the room wearing only a towel. Jeff lay on the massage table and picked a lotion to rub on his thighs and back. [REDACTED] further stated that during the massage Jeff asked her to remove her clothes. She complied and removed her pants and blouse. [REDACTED] didn't remember if she had removed her bra but feels that she did. [REDACTED] was certain that she stayed in her thong underwear. [REDACTED] continued the massage and at one point she straddled him to massage his back, which touched his buttocks with hers. [REDACTED] was instructed to return to the ground at which time Jeff turned to have his chest rubbed. [REDACTED] advised it was at this time she is sure he was masturbating. [REDACTED] did not want to look at his penis area because she was uncomfortable. Jeff removed a large white vibrator and turned it on. [REDACTED] stated he began rubbing the vibrator over her thong underwear on her vaginal area. Shortly thereafter, Jeff ejaculated and removed himself from the table. He walked over to where the shower was and opened the glass door. She waited as he was taking a shower in her direct view. When I asked [REDACTED] how old she was when this occurred, she stated she had just turned seventeen. At the conclusion of the shower, [REDACTED] was paid either \$350.00 or \$400.00. She stated she wasn't sure, but knows it was close to \$400.00. At the conclusion of the interview, [REDACTED] stated she never returned to provide a massage for Jeff. She advised she was ashamed and uncomfortable with the situation.

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Det. Dawson and I then left the area and responded to the [REDACTED] High School where Robson and all the above-mentioned girls had attended. I met with School Police Officer, Off Williams. I explained I was looking for a previous student who attended [REDACTED] High School. I inquired about [REDACTED]. I further explained that I was working a case in which most of the girls I have interviewed are either witnesses or victims and felt that [REDACTED] may be one as well. Officer Williams researched his previous student records and found [REDACTED]. She attended the same year and graduated in the same year as the other girls. I was provided the last known address of [REDACTED].

At approximately 2:10 pm, Det. Dawson and I met with [REDACTED] at her residence, [REDACTED] in Royal Palm Beach. As [REDACTED] was only seventeen years of age, I had notified her mother, Mrs. [REDACTED] that she would be interviewed reference an ongoing investigation in Palm Beach. I assured her that her daughter was not a suspect. I explained the possibility of her being either a witness or victim. Mrs. [REDACTED] advised she wanted [REDACTED] to cooperate and consented to the interview. During a sworn taped statement, [REDACTED] stated the following: at the age of sixteen, during the month of September 2004, she was approached by Haley Robson for a chance to make money. [REDACTED] was friends with the friends of Robson and knew the same people. [REDACTED] had been previously told by her friends what Robson did for Jeff. Robson called a person known to [REDACTED] as Sara and scheduled the appointment. Robson picked [REDACTED] up and drove her to Palm Beach to a street called Brilló Way. They drove to the end of the street and entered a large driveway. They entered the kitchen area of the house and met with Jeff. [REDACTED] was introduced to Jeff. Robson led [REDACTED] upstairs to the main bedroom area and set up the room with a massage table and set out the oils. Robson dimmed the lights and turned on soft music. Robson exited the room and Jeff entered the room wearing only a towel. Jeff picked oils and instructed her to rub his legs, under his buttocks, back and chest area. Jeff asked her to get comfortable. [REDACTED] advised she did not remove her clothes. She was wearing tight jeans and a cropped tank top exposing her belly area. During the massage, Jeff removed his towel. As [REDACTED] rubbed his chest area, Jeff attempted to reach down her pants through the buttocks area, however was unable to due to the tightness of the jeans and a tight belt. [REDACTED] advised Jeff began to masturbate as she rubbed his chest. Jeff moaned as she rubbed his chest. She observed he was continuing to masturbate and attempted to reach up her tank top and touch her breasts. [REDACTED] pulled back and Jeff stopped. However, he kept masturbating until he climaxed. He cleaned himself with the towel he was previously wearing. I asked [REDACTED] if she knew the difference between circumcised and not circumcised. She explained she knew and advised Jeff was circumcised. [REDACTED] was paid \$200.00 for the massage and left the area. She met with Robson who was waiting in the kitchen area and left the house.

[REDACTED] then explained she never provided another massage for Jeff. She did however, go to the house with Robson and [REDACTED] as they

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took another friend of Robson's. [REDACTED] advised she was present when [REDACTED] went to work for Jeff. She advised she rode over and sat in the kitchen area with Robson to wait for [REDACTED]. [REDACTED] advised that while they waited for [REDACTED] the house chef prepared lunch for them, as it was almost lunchtime. As [REDACTED] was finished with the massage, they left the area. I asked [REDACTED] if Robson ever told what would be expected of her when she provided a massage. [REDACTED] stated yes, Robson told her that a massage would be expected possibly naked and possibly some touching involved. [REDACTED] has no formal training in providing massages.

[REDACTED] spoke about a third and last time she went to Jeff's house. Robson drove another girl, [REDACTED] who is [REDACTED]'s friend, to Jeff's house. [REDACTED] stated she knew that Robson had made money providing girls for Jeff and she wanted to do the same. Robson took them in the kitchen area of the house and introduced [REDACTED] to Sara. Robson and Sara took [REDACTED] upstairs to the main bedroom. [REDACTED] advised she doesn't know what happened as [REDACTED] did not speak about what happened in the room. [REDACTED] received \$100.00 from Robson for going with her to Jeff's house and recommending [REDACTED]. [REDACTED] was unable to remember [REDACTED]'s telephone number. The interview was concluded and we left the area.

Investigation Continues...

***** N A R R A T I V E # 10 *****
NA Reported By: REBAREY, JOSEPH 10/09/05
Entered By.: ALTOMARO, NICKIE A. 10/10/05

On October 6, 2005, Det. Dawson and I went to Lynn University located in Boca Raton. We met with Dean of Students, Paul Turner. I explained to Mr. Turner that we were investigating a crime within the Town of Palm Beach and felt that a student, [REDACTED] may have information. Turner confirmed that [REDACTED] is a student and currently on the soccer team for Lynn University. She was in computer class at the time of our arrival. Turner sent a security guard to locate [REDACTED] in class and bring her to the office. Mr. Turner allowed us to interview [REDACTED] in an empty conference room.

At 11:45 am I met with [REDACTED] and explained to her why we there to interview her. She advised she was aware of the ongoing investigation. [REDACTED] stated she had previously spoken with [REDACTED] who told her she was interviewed by detectives. During a sworn taped statement, [REDACTED] stated she knew that Haley Robson worked for Jeff in Palm Beach. [REDACTED] advised she has been there many times for massages. I asked her if she had formal training in providing massages, [REDACTED] stated she did not. [REDACTED] advised she was told what was expected of her by providing massages and would have to remove clothing but if she felt uncomfortable just to say so and Jeff would stop pushing the issue. [REDACTED] began providing massages and advised she kept her clothes on. She considered Jeff a pervert who kept

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pushing to go further and further. [REDACTED] explained she would keep telling him she had a boyfriend and that it would not be right to her boyfriend. It wasn't until recently [REDACTED] admitted to removing her clothes and staying in her thong underwear to provide a massage. [REDACTED] explained Jeff wanted to be rubbed on his back and recently he began turning over to have her rub his chest as he masturbated. He would try to touch her breasts as she rubbed his chest. [REDACTED] stated, Jeff would try to get away with more and more on each massage. Originally, Robson drove her to the house for the original massage. [REDACTED] left Sara her cell phone number and every time Jeff would come into town, Sara would call her for an appointment. Each time she went, Sara would meet her at the kitchen door area. She would bring her upstairs and prepare the massage table. [REDACTED] advised Jeff would ask her questions about herself. He knew she was a soccer player and would be attending Lynn University. I asked [REDACTED] if he knew her real age, [REDACTED] stated Jeff didn't care. The most recent massage she provided was on October 1, 2005. During the massage she asked Jeff if she could borrow one of his vehicles to visit her family and boyfriend in Orlando. Jeff had told she could borrow one of his vehicles but later stated he would rent her a car. She continued with the massage as Jeff grabbed her buttocks and caressed the buttocks cheeks. I asked [REDACTED] if she was wearing undergarments to which she replied her thong underwear. Once he tried to touch her breasts she would pull away from him and he would stop. [REDACTED] was asked if he ever used a vibrator on her. [REDACTED] was aware of the vibrator but advised she never would allow him to use the vibrator on her. She described the vibrator as a large white vibrator with a huge head on the tip of the vibrator. She stated he kept the vibrator in a closet near the massage table. [REDACTED] advised she had been doing the massage for approximately two years, which meant she would have started doing massages for Jeff at the age of sixteen.

[REDACTED] stated she was contacted by Sara on October 3, 2005. Sara had informed her that Jeff had rented her a new Nissan Sentra and she should come by the house to pick it up. Sara informed [REDACTED] she would have the car for a month. [REDACTED] stated Jeff knew her car was not working properly and had missed appointments in the past because of her car being inoperable. [REDACTED] explained the car is currently parked next to the Gym field. I asked her if she ever took any one to the house. [REDACTED] explained she took [REDACTED] a friend of hers who has returned to Orlando to attend college. I asked she ever allowed another female in the room. [REDACTED] advised no one was brought into the room with her. At the conclusion of the interview, Det. Dawson and I went to the Gym area and located the Silver Nissan Sentra bearing Florida tag X98-APM. The vehicle is registered to Dollar rent a car out of the Palm Beach International Airport.

Telephone contact was made with [REDACTED] the victim's mother, at [REDACTED]. I explained to her that I was following up on this case and provided a complete update on the case.

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***** N A R R A T I V E # 11 *****
NA Reported By: RECAREY, JOSEPH 10/21/05
Entered By.: ALTOMARO, NICKIE A. 10/21/05

On October 10, 2005, at approximately 2:30 p.m., I made telephone contact with [REDACTED]. During a taped conversation, [REDACTED] was told of an ongoing investigation in which I felt she had information pertaining to Jeffrey Epstein. [REDACTED] explained she met Epstein when she was just sixteen years of age. She was approached by [REDACTED], a friend who also had previously gone to Epstein's house for massages. [REDACTED] advised she was working at the Wellington Mall when she was approached. [REDACTED] told her that she would have to provide a massage to Epstein and she would have to perform this massage naked. [REDACTED] thought about the offer and stated she could make \$200.00 for only 30 minutes of work. She agreed to perform the massage and [REDACTED] set the appointment for her that same day. [REDACTED] remembered it was a weekend as she only worked at the mall on the weekends. [REDACTED] took her to the house where she was introduced to Sara, Jeff Epstein's assistant. Sara took her upstairs to a master bedroom. [REDACTED] explained that as she was walking up the stairs she observed several photographs of naked women along the walls and tables of the house. [REDACTED] further explained that she was brought into the bedroom where Sara prepared the room by setting up the massage table and provided the oils for her to rub on Epstein.

Epstein entered the room and introduced himself. Epstein lay on the table and told her to get comfortable. [REDACTED] could not remember if he was naked or if he entered the room with a towel. [REDACTED] stated she provided the massage wearing only her panties. She continued rubbing his legs, thighs and feet. [REDACTED] advised he turned over onto his back. She continued to rub his legs with the oils. Epstein touched her breasts and began to masturbate. I asked [REDACTED] if she knew what circumcised and un-circumcised meant. [REDACTED] stated circumcised is when the penis has no foreskin and the head of the penis is visible. [REDACTED] said Epstein is circumcised. [REDACTED] began to cry on the telephone and stated she had been to his house hundreds of times over a two-year period. She claimed to have made thousands of dollars during her visits. [REDACTED] stated she could not remember how many times exactly she went to Epstein's home but said it was a lot.

[REDACTED] became more upset, crying hysterically and stated she was paid and instructed to have sex with Epstein's assistant, Nada Marcinkova by Epstein. Epstein continued to watch them have sex and masturbated himself as they had sex with each other. She further stated that things escalated further and further. Epstein used sexual toys such as vibrators, rubber penises and strap-on penises on [REDACTED]. Additionally, [REDACTED] stated he performed oral sex on her numerous times. She claimed he (Epstein) put his fingers inside her vagina while he masturbated in an attempt to make her climax. [REDACTED] could not continue and wanted some time to regain her composure. I explained to [REDACTED] to take her time. After taking several minutes to regain her composure I

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explained that I would travel to meet with her in person as I felt she had additional information to provide. I met with Sgt. Frick and explained the importance to meet with ██████ in person. Sgt. Frick agreed and made arraignments for Det. Dawson and I to meet with ██████ in Jacksonville, Florida.

On October 11, 2005, at 4:10 p.m., Det. Dawson and I met with ██████ and her friend, ██████ at ██████ in Jacksonville, Florida. ██████ wanted to have ██████ present for support. I explained to her that I did not have a problem as long as she wanted ██████ present during the interview. ██████ stated she wanted her present. I explained that as ██████ was present she was not allowed to comment or ask any questions during the interview. She was only there to comfort ██████ should the interview upset her.

During a sworn taped statement, ██████ explained how everything began. She said she was brought through the kitchen area where she met Sara for the first time. She was led to the master bedroom, Epstein's room. ██████ explained that as she was walking up the stairs she observed several photographs of naked women along the walls and tables of the house. ██████ further explained that she was brought into the bedroom, where Sara prepared the room by setting up the massage table and provided the oils for her to rub on Epstein. ██████ explained she remembered the steam room area, which contained two large showers. Epstein entered the room from the steam room area and introduced himself. Epstein lay on the table and told her to get comfortable. ██████ removed her skirt and kept her shirt on. She could not remember if he was naked or if he entered the room with a towel. Epstein then instructed her to remove her shirt. ██████ removed her shirt and remembered she was not wearing a bra. ██████ stated she provided the massage wearing only her panties. She continued rubbing his legs, thighs and feet. ██████ advised he turned over onto his back. She continued to rub his legs with the oils. Epstein touched her breasts and began to masturbate. Epstein ejaculated which meant the massage was over. At the conclusion of the massage, ██████ was paid \$200.00. They walked together downstairs where Sara and ██████ were waiting. ██████ stated ██████ received an unknown amount of money for taking her to Epstein. Epstein instructed to leave her cellular telephone number so that he could contact her when he is in town.

██████ explained that she continued to go to Epstein's house and became a regular at the house. She could not provide an exact number but claimed she had been there hundreds of times. She claimed sexual activities did not occur every time she was there. There were times she went to dinners and parties with Epstein. ██████ explained that things began to escalate more than the massage. The encounters included bringing in his assistant, Nada Marcinkova. ██████ explained Epstein had purchased her from her family in Yugoslavia. Epstein bragged he brought her into the United States to be his Yugoslavian sex slave. ██████ advised he was naked in the bedroom, she entered and removed her clothing. Marcinkova entered the room from the steam room area already naked. He instructed ██████ to perform oral sex on

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Marcinkova . . . refused to perform that act. Epstein offered her an additional \$200.00 for her to perform oral sex on Marcinkova for five minutes. . . . agreed to perform the oral sex for the additional \$200.00. . . . explained that Epstein would masturbate while he watched them perform sexual acts.

Things continued to escalate by purchasing sex toys. . . . stated she had massagers, vibrators and strap on rubber penises used on her. Each time something new was introduced additional monies were produced and offered for . . . to allow the acts to happen. . . . was adamant that she performs all these acts but there was an understanding with Epstein that no vaginal penetration would occur with his penis. . . . explained that Epstein's penis was deformed. . . . explained that his penis was oval shaped. She claimed when Epstein's penis was erect, it was thick toward the bottom but was thin and small toward the head portion. She called it egg-shaped.

. . . continued that the sexual encounters with Marcinkova, Epstein and her became a ritual. . . . would arrive at the house and walk herself upstairs, where Marcinkova and Epstein were waiting. . . . would remove her clothing and join them on the bed. . . . explained Marcinkova and she would begin by kissing and touching each other. . . . explained sex toys were brought into the bed by either Epstein or Marcinkova and they would begin using the toys on each other. Epstein would perform oral sex on either person depending who was on top during the intercourse. . . . explanation revealed they were in a missionary position.

. . . advised one day, . . . was unable to state and exact date when this incident occurred), she came to the house after Sara had informed her that Epstein had arrived. She arrived at the house and went upstairs to the master bedroom. . . . advised she immediately removed her clothing, as Nada Marcinkova and Epstein were already naked in the bedroom. . . . explained that Nada Marcinkova and she had a sexual encounter to include kissing, touching and oral sex. . . . remembered that she climaxed and was removing her self from the massage table.

. . . asked for a sheet of paper and drew the massage table in the master bathroom and where Epstein, Marcinkova and she were. Epstein turned . . . on to her stomach on the massage bed and inserted his penis into her vagina. . . . stated Epstein began to pump his penis in her vagina. . . . became upset over this. She said her head was being held against the bed forcibly, as he continued to pump inside her. She screamed no, and Epstein stopped. She told him that she did not want to have his penis inside of her. Epstein apologized for his actions and subsequently paid her a thousand dollars for that visit. Additionally, shortly thereafter, Epstein gave . . . a 2005 Doge Neon, blue in color for her personal use.

. . . advised there were times that she was so sore when she left Epstein's house. . . . advised she was ripped, torn, in her vagina area. . . . advised she had difficulty walking to the car after leaving the house because she was so sore. . . . advised that other

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than that one time, when Epstein inserted his penis inside her vagina, there was no other penile intercourse.

provided names of girls that she knew of that have gone to Epstein's house. provided the name of and feels she still may be going to the house to massage Epstein. According to is still sucking his dick."

When asked if she had been recently contacted by anyone of the house, advised she received an email from Sara, from net, which is her email account. The email was just a hello, how are you doing type of email. There had been no other contact from the house. The interview was concluded and left the area. The tapes and drawing were submitted into evidence.

Investigation continues...

***** N A R R A T I V E # 12 *****
NA Reported By: RE CAREY, JOSEPH 11/01/05
Entered By.: ALTOMARO, NICKIE A. 11/07/05

On October 12, 2005, Det. Dawson and I traveled to the Orlando area and made telephone contact with agreed to meet with us as we were in the Orlando area. provided directions to her apartment. Det. Dawson and I met with who stated, during a sworn taped statement that nothing happened between her and Epstein. appeared nervous during the interview. I assured her that I had spoken with other people who advised differently. stated she only went a couple of times and provided a massage to Epstein. She stated she was brought to the Epstein house in March of 2005. brought her to work. has no formal training in providing massages. stated she provided a massage, fully clothed for \$200.00. As I sensed hesitancy in her answers, I asked if she had been contacted by anyone from the house. stated she was interviewed already by an investigator for Epstein. He met with her on October 8, 2005, at a Roadhouse in Orlando. He identified himself as Paul and inquired about the police investigation and left his telephone number for additional contact. provided no additional information, as it appeared her responses were almost scripted. We left the area and returned to Palm Beach Police Department.

Based on the information acquired during the interviews, a search warrant was prepared for entry at the Epstein home. On October 18, 2005, I met with Judge Laura Johnson who reviewed the warrant request. She found there was sufficient probable cause and signed the warrant request. On October 20, 2005, at approximately 9:36 am, members of the Palm Beach Police Investigations Unit executed the search warrant at 358 El Brillo in Palm Beach. Members of the Investigations Unit included Capt Gudger, Sgt Frick, Det. Dicks, Det. Dawson, Det. Melnichok, Det. Sandman, Det. Krauel, the crime scene unit and myself.

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As we entered onto the property, we encountered the house manager, Janusz Banasiak who was in the guest portion of the house. The guesthouse section had open doors and no forced entry was made. I made contact with Banasiak, Date of Birth [REDACTED] FL DL [REDACTED] and informed him of the search warrant for the premises. The members of the Police Department entered the residence and announced we had a search warrant. A safety search was done and members exited the home. I read the search warrant to Banasiak as Mgr Parkinson videotaped the search warrant execution. Several interior decorators were located on the property. I spoke with Mark Zeff, of [REDACTED] New York. Mr. Zeff stated he is the designer for Mr. Epstein's homes. He advised he was contacted in March of 2005 to do a complete overhaul on the house. He advised he was on the phone with Mr. Epstein when officers announced the search warrant. Mr. Epstein was then made aware of the search warrant. Mr. Zeff advised, his contact with Epstein is strictly business and he has never witnessed Epstein with any girls except for his assistants, Sara or Nada.

I then interviewed Daniel Estes, of [REDACTED] in New York. Mr. Estes stated he has worked for Zeff for seven years. He advised he personally worked on the New York and Palm Beach home for Mr. Epstein. He has previously met with Sara and Adrianna, Epstein's assistants in New York and in Florida. Estes stated they travel with Epstein everywhere he goes.

I interviewed Zara Bailey of [REDACTED] New Jersey. Bailey stated she just arrived from Scotland and has worked with Zeff for only one month. She stated she has never met Epstein and has not seen him. The interview was then concluded.

I then spoke with Douglas Schoettle [REDACTED] New York City. Schoettle stated he has been Epstein's Architect for seven years. He further stated he deals with Epstein's assistants and speaks with Epstein on the phone. Schoettle stated he mainly speaks with Sara Kellen, Epstein's main assistant, who travels with Epstein. Schoettle stated he only has contact with Epstein when his services are needed.

At approximately 10:30 am, I was informed that the videotaping was concluded. I entered the residence and located two covert (hidden) cameras. The first camera was a covert wall clock in the garage area. I traced the wire behind the clock and removed the RCA wire and unplugged the camera. The other covert camera was located within a desk clock beside Epstein's desk. I traced the wire behind the clock and unplugged the RCA wire. I could not locate another camera. I then began with the search of the residence for the specified evidence.

My search consisted of the second floor. Det. Krauel and I began in the master bedroom area where several items were located. They were

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marked to be retrieved by the evidence custodian. In the master desk with Epstein's notepads marked Jeffrey Epstein we located a high school transcript from ██████████ High School for ██████████. Also in the room, was the dresser /armoire where we located a bottle of peach flavored Joy Jelly (Sexual Lubricant). Additionally, there were several photographs of young naked teenage girls within the closet, which was consistent with what the witnesses said. The massage table was also located within the master bedroom. Video tapes were located beside the television, which were also collected. An itemized list of the property and locations was prepared on the property receipts. At approximately 2:55 pm, the house was secured; the exit of the residence was videotaped. Upon our exit of the property, I encountered Atty. Guy Fronstein who advised he was representing Mr. Epstein. He provided a business card and provided his assistance with the investigation.

Due to Hurricane Wilma, which struck South Florida causing massive power outages, the courthouse was closed due to the lack of power. I was previously told that the Chief Judge had extended the filing deadlines due to the hurricane and the Courthouse being closed. On October 27, and 28, 2005 the courthouse was closed and I could not file the search warrant and inventory at the clerk's office. On October 31, 2005, I responded to the courthouse and filed the paperwork along with an order to seal, signed by Judge Johnson, to deny any release of any paperwork on this case.

INV CONTINUES..

***** N A R R A T I V E # 13 *****

NA

Reported By: PARKINSON, GREGORY A.

10/20/05

Entered By.: ALTOMARO, NICKIE A.

11/07/05

On October 20, 2005, at approximately 8:30 a.m., Thursday morning, I was advised by Captain Gudger that a search warrant would be executed and that I was to assemble the Crime Scene Investigative Team and stand by the south side of the building ready to go. I designated Evidence Specialist Annette Badger to handle the inventory return, the documentation of the property receipts and the collection and bagging of the evidence at the scene. I further instructed CSI Kim Pavlik, ID # 8807, to accompany us and perform the role of photographing the scene and the items that may be taken into custody by the affiant, Detective Joseph Recarey, ID # 7915.

My responsibility was to go through from the reading of the warrant to the final exit from the residence and perform a video recording of the reading of the warrant, the initial walk through of the residence showing the current condition and then finally a walk through of the residence at the time of the police exit.

We started out towards the residence, which was located at 358 El Brillo and arrived at approximately 9:33 a.m. The search was conducted, items were collected by Evidence Specialists Badger,

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photographed by CSI Pavlik and then videotaped by myself. The search was concluded at approximately 3:05 p.m. whereupon Detective Recarey and I were the last two officers in the house. Upon securing the residence we met with the gentleman who identified himself to Detective Recarey as the lawyer for the defendant and he was informed that the residence was secured and that copies of the inventory return had been left on the first floor table of the personal assistant's office.

Detective Recarey and I returned to Police Headquarters and secured for the day.

***** N A R R A T I V E # 14 *****
NA Reported By: DAWSON, MICHAEL C. 11/07/05
Entered By.: ALTOMARO, NICKIE A. 11/07/05

On October 20, 2005, I assisted Detective Recarey in the execution of a search warrant at 358 El Brillo Way, Palm Beach, Florida, 33480.

Upon the announcement of the search warrant, immediate contact was made with three white males who came out of the house or surrounding structures. Those males were identified as Janusz Banasiak, Daniel Estes, and Mark Zeff. As other members of the police department cleared the home, I kept watch over these three males. Once the house was cleared, those males were turned over to Detective Recarey.

Detective Dicks and I were assigned to assist in the search of the main house, the cabana and the servant's quarters. We started in the garage. All areas of the garage were searched to include four vehicles. These vehicles were three black Mercedes Benz cars registered to Jeffrey Epstein. The fourth vehicle was a Harley Davidson motorcycle, green in color, registered to Jeffrey Epstein. Nothing was recovered from the garage.

A towel closet and pantry located off the kitchen were searched and yielded negative results.

The kitchen was searched and taken into evidence was a phone message book that was located near a house phone.

North of the kitchen was an office room which contained a computer. The room had a closet that contained a locked gun locker. The combination was entered by Banasiak in the presence of Sgt. Frick and the safe was opened. Items were taken from the room. See the completed property receipt for a detailed list.

A green bathroom located on the first floor was searched and nothing was taken.

A closet located just west of the green bathroom was searched. Two massage tables were located in the closet along with a photo of a nude

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female from the waist up. See the property receipt for details.

I searched two bedrooms and their adjoining bathrooms, which were located on the second floor on the East side of the house. In the Northeast bedroom closet I found adult sex toys called Twin Torpedoes. Soap made in the shape of a penis and vagina were also found in these upstairs bedrooms. See the property receipt for details.

I searched the pool cabana located on the South side of the pool. Photos were taken from the wall. See the property receipt for details.

I assisted in the search of Banasiak's living quarters. Numerous CD s along with a message book was seized. See the property receipt for details.

***** N A R R A T I V E # 15 *****
NA Reported By: RE CAREY, JOSEPH 11/08/05
Entered By.: ALTOMARO, NICKIE A. 11/08/05

On November 1, 2005, I was contacted by Atty. Gus Fronstin, who advised he was willing to assist with the investigation. Atty. Fronstin advised he would try to have his client, Jeffrey Epstein available to be interviewed. I explained I would be interested in conducting an interview with his client as well as other employees that are employed within the house. Atty. Fronstin advised he would return my call once he received confirmation on the interviews.

On November 6, 2005, I attempted contact with [REDACTED] at her residence. I left a business card for her to return my call. Upon returning to the police department, I had received a telephone call from [REDACTED]. I returned her call at [REDACTED] and spoke with [REDACTED]. She made arrangements to respond to the station to provide an interview. At approximately 3:30 pm, she arrived at the Palm Beach Police Station with her boyfriend. Her boyfriend was allowed to sit in the lobby area while Ms. [REDACTED] was interviewed.

I took Ms. [REDACTED] to the Detective Bureau Interview room. I closed the door for privacy and explained to her that I appreciated her coming to the police station for the interview. During the sworn taped statement, she advised she was at Jeffrey Epstein s house one time. Approximately two months ago, she was approached by a girl, [REDACTED] who was dating her roommate, to make some quick money. [REDACTED] advised she was in need to make some quick cash to make the rent that month. She agreed to go to the house. She had been told by [REDACTED] that the massage would have to be done in her underwear. She advised [REDACTED] drove with her and brought her into the house. They walked into the kitchen area and took the stairs upstairs. [REDACTED] further stated she was brought into a master bedroom area. She advised she recalled seeing portraits of naked women throughout the room. A massage table was already out near the sauna/shower area in the master bedroom. Epstein entered the room wearing only a towel and

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introduced himself as Jeff. [REDACTED] advised she recalled she and [REDACTED] removed their clothing down to their panties, Epstein lay on his stomach area and they provided a massage on his legs and feet area. I asked [REDACTED] if she had any formal massage training and she replied no. [REDACTED] advised she was topless and the panties she wore were the boy shorts lace panties. She and [REDACTED] continued the massage until the last ten minutes of the massage, Epstein, told [REDACTED] to leave the room so that [REDACTED] could finish the massage.

[REDACTED] got dressed and Epstein turned over onto his back. Epstein then removed the towel, which had been around his waist. Epstein laid there naked and requested that [REDACTED] rub his chest area. [REDACTED] stated as she did this, Epstein, began masturbating as she rubbed his chest. [REDACTED] stated he pulled down her boy short panties and he produced a large white vibrator with a large head. She stated it was within a drawer in his master bathroom. He rubbed the vibrator on her vagina area. [REDACTED] advised he never penetrated her vagina with the vibrator.

He continued to rub her vagina with the vibrator as he continued to masturbate. [REDACTED] stated she was very uncomfortable during the incident but knew it was almost over. Epstein climaxed and started to remove himself from the table. He wiped himself with the towel he had on previously and went into the shower area [REDACTED] got dressed and met with [REDACTED] in the kitchen area. Epstein came into the kitchen and provided [REDACTED] \$200.00 for bringing [REDACTED] and paid \$200.00 to [REDACTED] for providing the massage. [REDACTED] was told to leave her telephone number with Sarah, his assistant for future contact. [REDACTED] provided her cellular telephone number for future contact. [REDACTED] was asked if she was recently contacted about this investigation by anyone from the Epstein organization. She replied she was called but it was for work. She stated she was called by Sarah for her to return to work for Epstein. [REDACTED] stated work is the term used by Sarah to provide the massage in underwear. [REDACTED] advised she declined, as she was not comfortable in providing that type of work. The interview was concluded and the videotape was placed into evidence.

Investigation Continues..

***** N A R R A T I V E # 16 *****
NA Reported By: RE CAREY, JOSEPH 11/10/05
Entered By.: ALTOMARO, NICKIE A. 11/10/05

On November 7, 2005, I made telephone contact with [REDACTED] who advised she would be able to meet with me at her home. Det. Sandman and I traveled to her home in Royal Palm Beach and made contact with [REDACTED]. During a sworn taped statement, [REDACTED] stated she met Jeffrey Epstein through Haley Robson. Robson would approach females who wished to work for him. [REDACTED] stated she was asked to work for him but declined. [REDACTED] explained that work means give massages. She was asked about any formal training in providing massages to which she said no. [REDACTED] said she accompanied Robson and other females

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who were taken to Epstein s house to provide massages. [REDACTED] further stated she had been to the house approximately 4 or 5 times in the past year. She accompanied Robson with [REDACTED] the 14-year-old victim, and [REDACTED]. Each time the girls were taken over, they were previously told they would have to provide a massage, possibly naked. It was also told that should Epstein require them to do anything extra and they were not comfortable just to tell him and he would stop. [REDACTED] stated Robson received \$200.00 for each girl she brought over to massage Jeffrey Epstein. When I asked which girl appeared to be the youngest, she replied, the victim, as she stated she was fifteen years old at the most; she looked really young. [REDACTED] further stated each time she went to the house, she sat in the kitchen and waited with Robson until the massage was over. She further stated that the cook would make lunch or a snack for them as they waited. I asked her if there was anything that caught her attention within the home. [REDACTED] stated there were a lot of naked girls in photographs throughout the house. The interview was concluded and the tape was turned into evidence.

Investigation Continues..

***** N A R R A T I V E # 17 *****

NA

Reported By: RE CAREY, JOSEPH

11/10/05

Entered By.: ALTOMARO, NICKIE A.

11/10/05

Det. Dawson and I attempted contact with [REDACTED] in Royal Palm Beach. I left my business card at her front door. Ms [REDACTED] returned my call and arranged a meeting with me at the Palm Beach Police Department for November 8, 2005. At approximately 2:00pm, [REDACTED] arrived at the Palm Beach Police Department. She was brought into the interview room and the door was closed for privacy. She was told that I appreciated her coming to the police station for questioning regarding an on going investigation. She was told that I was investigating a crime involving Jeffrey Epstein and knew, based on the investigation, that she had encounters with him in the past. During a sworn taped statement, [REDACTED] stated she had met Epstein approximately two years ago. She was first introduced to Epstein by Haley Robson. Robson approached her about working for Epstein and providing a massage to him for \$200.00. The arrangements were made and as Robson could not take her the day the arrangements were made, [REDACTED] took [REDACTED]. [REDACTED] also attended [REDACTED] High School and was familiar with Epstein.

[REDACTED] recalled she was brought there and entered through the back kitchen door. She had met with an assistant Sarah and another assistant Adrianna. Sarah brought her upstairs as she observed several photographs of naked females throughout the house. [REDACTED] stated Epstein came in the room, wearing only a towel, and laid on the table. [REDACTED] stated he picked out the oils he wanted her to use and requested she remove her clothing to provide the massage. [REDACTED] stated that on the first massage she provided she did not remove her

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clothing. [REDACTED] stated she had returned several times after that. Each time she returned more things happened. [REDACTED] stated that the same thing would happen. Epstein would walk into the master bedroom/bathroom area wearing only a towel. He would masturbate as she provided a massage. [REDACTED] stated she was unsure if he climaxed as he masturbated under the towel. Additionally she never looked below his waist. She claimed that Epstein would convince her to remove her clothes. She eventually removed her clothes and stayed in her thong panties. On occasion, Epstein would use a massager/vibrator, which she described as white in color with a large head on her. Every time she provided a massage he would masturbate. [REDACTED] added she has no formal training in providing a massage. [REDACTED] stated she brought two females during her visits to provide massages. [REDACTED] stated she brought a girl named [REDACTED] and [REDACTED] from [REDACTED] High School. [REDACTED] stated she received \$200.00 for each girl she brought. Additionally, [REDACTED] was given \$200.00 for taking her in the very beginning. The interview was concluded and the tape was placed into evidence.

Investigation continues...

***** N A R R A T I V E # 18 *****
NA Reported By: RE CAREY, JOSEPH 11/13/05
Entered By.: ALTOMARO, NICKIE A. 11/14/05

On November 8, 2005, I made telephone contact with [REDACTED] W/F, [REDACTED] 987, at her residence. [REDACTED] responded to the police station for an interview reference an ongoing investigation. At approximately 2:30 pm, she arrived at the Palm Beach Police Station and was brought into the interview room for the interview. The door was closed for privacy and she was told that I appreciated her cooperation in this case. During a sworn taped statement, [REDACTED] stated she had met Jeffrey Epstein approximately one year ago. She was approached by a subject known to her as [REDACTED]. [REDACTED] had asked her if she wanted to make money providing massages to Epstein. [REDACTED] had heard that several girls from [REDACTED] High School were doing this and making money. She agreed and was taken to the house by [REDACTED]. [REDACTED] had introduced her to Sarah and Epstein and brought her upstairs to a master bedroom and Master bathroom where a massage table was prepared and the proper oils were taken out. [REDACTED] left the room and waited downstairs for [REDACTED]. [REDACTED] stated Epstein entered the room wearing a towel and she provided a massage wearing only her thong panties. [REDACTED] advised Epstein had masturbated every time she provided a massage. She stated Epstein continued to masturbate until he climaxed; once that occurred the massage was over. She felt the whole situation was weird but she advised she was paid \$200.00 for providing the massage. She also stated [REDACTED] received \$200.00 for bring [REDACTED] to Epstein.

[REDACTED] stated she had gone a total of 15 times to his residence to provide a massage and things had escalated from just providing a

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massage. Epstein began touching her on her buttocks and grabbed her closer to him as he masturbated. Epstein also grabbed her breasts and fondled her breast with his hands as she provided the massage. [REDACTED] stated on one occasion, he offered extra monies to have vaginal intercourse. She stated this all occurred on the massage table. [REDACTED] stated Epstein penetrated her vagina with his penis and began having intercourse with her until he reached the point of climax. Epstein removed his penis from her vagina and climaxed onto the massage table. [REDACTED] received \$350.00 for her massage. I asked her if she had any formal training in providing massages, [REDACTED] stated she did not.

[REDACTED] continued to state on one other occasion, Epstein introduced his assistant, Nada, into the massage. Nada was brought into room with [REDACTED] to provide a massage. Epstein had them kiss and fondle each other around the breasts and buttocks as they provided a massage to Epstein. Epstein, watched and masturbated as this occurred. On other occasions, Epstein introduced the large white vibrator/massager during the massage. Epstein stroked the vibrator/massager on [REDACTED]s vagina as she provided the massage.

[REDACTED] stated the last time she spoke with anyone at the house was with Sarah during the weekend of October 2 or 3, 2005. [REDACTED] stated she had brought two people to the Epstein house. She provided the names of [REDACTED] and [REDACTED] (unknown last name). It should noted [REDACTED] had been previously identified as [REDACTED] and had been previously interviewed. The interview was concluded and the videotape was placed into evidence via the locker system.

On November 9, 2005, Sgt Frick and I traveled to [REDACTED] in Boynton Beach, Florida in hopes to interview Juan Alessi, the former houseman of Epstein's home. As no one was home, a business card was left for him to return my call. We then traveled to [REDACTED] in Miami in hopes to interview Alfredo Rodriguez, a former house man of Epstein. We did not locate them at home. I left a business card for him to return my call.

We then traveled to Lynn University and met with Dean of Students, Mr. Turner. We requested to speak with [REDACTED]. [REDACTED] was re interviewed, as she still was in possession of the rental car that Epstein had acquired for her. [REDACTED] stated that Sarah, Epstein's assistant, had called her on her cellular telephone and informed her that rental was extended for her. Sarah stated she had paid an additional \$625.00 for her to keep the rental an extra month. [REDACTED] was asked if she had any additional contact with either Epstein or anyone from his organization. [REDACTED] stated she did not, other than the telephone call informing her that she could keep the car for an extra month. [REDACTED] did not provide any additional information.

On November 10, 2005, at approximately 9:47 am, Alfredo Rodriguez had telephoned reference my business card found on his door. Rodriguez stated he had worked with Epstein for approximately six months after

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the previous houseman left. Rodriguez stated that it was his responsibility to keep the identity of the masseuses private. Mr. Epstein had a massage in the morning and one in the afternoon. Mr. Rodriguez stated he would rather speak about this in private. He advised he would come to the police station to speak with me. Rodriguez stated he would return my call on Monday, November 14, 2005.

I then made telephone contact with Juan Alessi. He advised he found my card on his door and wanted to know what I needed to speak with him about. I explained to Alessi that I was conducting an investigation on his former employer, Mr. Epstein. Alessi stated he would return my call shortly as he was in the middle of a project at his home. I received a telephone call from Attorney Donald Morrell from [REDACTED]. Mr. Morrell stated he represented Mr. Alessi and did not want me speaking with his client. I then made telephone contact with the State Attorney's Office and confirmed that subpoenas would be issued to the former employees to assist in the investigation.

I then made telephone contact with Attorney Guy Fronstin, attorney for Mr. Epstein. I explained to Mr. Fronstin that I would like to speak with Mr. Epstein. He stated Mr. Epstein is not in residence in Florida at this time and would check with him to ascertain if he could be here by Wednesday November 16, 2005 for an interview. Mr. Fronstin stated he would return my call should Mr. Epstein decide to come in to the police station for an interview.

Investigation continues.

***** N A R R A T I V E # 19 *****

NA

Reported By: RE CAREY, JOSEPH

11/15/05

Entered By.: ALTOMARO, NICKIE A.

11/16/05

On November 14, 2005, Det. Sandman and I traveled to [REDACTED] in Loxahatchee, Florida and spoke with [REDACTED]. She was told of the ongoing investigation involving Epstein. [REDACTED] advised she had gone to the house on several occasions. During a sworn taped statement, she advised she started going to the house approximately one year ago and was brought by [REDACTED]. [REDACTED] stated [REDACTED] brought her into the house and she was introduced to a girl named Sarah. Once she met her, Sarah brought her upstairs into a master bedroom bathroom. [REDACTED] stated she met Jeffrey in the bathroom. He lay on the table and picked the massage oils. She provided the massage, as he lay naked on the massage bed. She stated she rubbed his calves and back area. Upon the end of the massage, Epstein removed himself from the massage table and paid her \$300.00 for the massage.

[REDACTED] stated she had only been at the house approximately five or six times. [REDACTED] said each time she went to the house she was notified by Sarah, Epstein's assistant, that Epstein was in town and would like her to work. [REDACTED] stated she returned to the house and was again led upstairs by Sarah. She provided the massage, clothed.

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██████████ advised it wasn't really weird until later on. ██████████ was asked if she ever removed her clothing to provide a massage. ██████████ stated it was not until the third time she went that she removed her clothing. ██████████ stated she was notified by Sarah that Epstein wanted her to come to work. She arrived at the house and was led upstairs by Sarah. She started providing the massage when Epstein asked her to remove her clothing. ██████████ removed her pants, shirt and bra. She stayed in her thong panties and continued rubbing Epstein. Epstein turned over onto his back and she rubbed his chest area. ██████████ stated she knew he was masturbating himself as she providing the massage. ██████████ stated she believed he climaxed based on his breathing. She did not want to view either the climax or the fact that he was masturbating. ██████████ stated once the breathing relaxed he got up and told her to get dressed. She was paid \$300.00 for her services.

██████████ stated on the last time she went to provide a massage, she was notified by Sarah to come to the house and work. ██████████ stated she was now dating her current boyfriend and did not feel comfortable going. She recalled it was approximately January 2005. She said she went, already thinking that this would be the last time. She went upstairs and went into the master bathroom. She met with Epstein, who was wearing only a towel as he entered the room to lie on the table. ██████████ stated Epstein caught her looking at the clock on several occasions. Epstein asked her if she was in a hurry. ██████████ stated her boyfriend was in the car waiting for her. ██████████ further stated that Epstein got upset, as she wasn't enjoying the massage. She told him that she didn't want to continue and she would not be back. Epstein told her to leave as she was ruining his massage. I asked her if she had any contact with Epstein's organization, she stated she received \$200.00 from Western Union in Royal Palm Beach and Okeechobee Blvd as a Christmas gift. ██████████ advised she had no formal training in provide any massages. ██████████ also stated she was sixteen years old when she first went to Epstein's house.

At approximately 4:22 pm, I made telephone contact with ██████████ at ██████████. She agreed to meet with me at a public place. ██████████ suggested she come to the police station for an interview. ██████████ did not want to meet at the police station. I recommended we meet at the Palm Beach Gardens Mall in the food court area. She agreed and an appointment was made for November 15, 2005 at 5:00 pm at the food court.

Investigations Continue.

***** N A R R A T I V E # 20 *****
NA Reported By: SANDMAN, JENNIFER R. 11/16/05
Entered By.: ALTOMARO, NICKIE A. 11/17/05

On 10/20/2005, I assisted executing a search warrant at 358 El Brillo Way in the Town of Palm Beach, Palm Beach County Florida under the direction of affiant Detective Joe Recarey.

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Detective Melnichok and I searched the pantry room that is west next to the kitchen. This room had all white cabinets with a dark grey and black counter top. We did not find anything in this room.

We searched the yellow and blue room that is west next to the pantry room. This room had a very large statue of man with a bow. Taken into evidence from this room were nine photographs in frames of various women.

We searched the main entrance foyer that is to the north of the yellow and blue room. This room contained two bamboo chairs and ottomans with cushions. It also contained a round table with numerous books.

We searched another blue room that is west of the foyer. This room had a stereo system and book shelves that were from the floor to the ceiling. Taken into evidence from this room were eight photographs in frames of various women and/or Epstein, the owner of the residence.

We searched the room to the west of the blue room that has sliding glass doors that lead out to the pool. In this room in a dresser were two DVD's and two VCR tapes. These items were taken into evidence.

We searched a 2004 black Chevy Suburban bearing Florida tag X99-EGL, registered to Jeffrey Epstein DOB [REDACTED] which was located on the east side of the driveway facing south. I found a Thrifty rental agreement between the passenger seat and the middle console. The name on the rental agreement was Johanna Sjoberg from [REDACTED]. The phone number on the rental agreement was [REDACTED]. The vehicle rented was a white [REDACTED]. The vehicle was rented on 9/25/05 at 17:58 hours and was returned on 9/26/05 at 16:52 hours. The last four numbers of the credit card used are [REDACTED]. Detective Melnichok found a piece of paper in the middle console that said I used the cash in here to fill up the tank and was signed by Johanna.

I searched the 2005 black Cadillac Escalade ESV bearing Florida tag Q29-9GT, registered to Jeffrey Epstein dob [REDACTED] which was located on the west side of the driveway facing south. I did not find anything in this vehicle.

All of the items that were taken into evidence were photographed in the place they were located and then turned over to crime scene.

***** N A R R A T I V E # 21 *****
NA Reported By: RECAREY, JOSEPH 11/17/05
Entered By.: ALTOMARO, NICKIE A. 11/17/05

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On November 15, 2005, Det. Sandman and I traveled to [REDACTED] in Royal Palm Beach. We met with [REDACTED], a seventeen-year old juvenile who was not in school this day due to a cold from which she was suffering. [REDACTED] was told that I needed to speak with her in reference to an ongoing investigation involving a subject she would know as Jeffrey Epstein. Prior to speaking with her, I explained that because of the fact that she is a minor, I needed to speak with her parents prior to speaking with her. She telephoned her father, Mr. [REDACTED] on his cell phone and explained to him that Det. Sandman and I were there to speak with her. I spoke with Mr. [REDACTED] on the telephone and informed him I needed to speak with his daughter in reference to an ongoing investigation. Mr. [REDACTED] advised he had no problem with us speaking with his daughter.

During a sworn taped statement, [REDACTED] stated she met Jeffrey Epstein over a year ago. She was sixteen years of age and was approached by [REDACTED] who informed her that she could make monies providing a massage to Epstein for \$200.00. [REDACTED] had informed her that she would have to provide this massage topless. [REDACTED] made the arrangements with Epstein and his assistants and took [REDACTED] to the house. [REDACTED] stated [REDACTED] and she entered through a glass door that led into a kitchen. [REDACTED] took her upstairs, to a master bedroom and master bathroom. She recalled the bathroom had a large pink couch, sauna and matching shower. Epstein entered into the room wearing only a towel. [REDACTED] and [REDACTED] removed their clothing remaining only in thong underwear. She further stated that Epstein lay on his chest on the table. Epstein selected which oils to use for the massage. Both [REDACTED] and [REDACTED] provided the massage on his legs, back and feet. Forty minutes into the massage, Epstein turned over onto his back and requested [REDACTED] wait downstairs in the kitchen area for [REDACTED]. Epstein instructed [REDACTED] to finish the massage. As [REDACTED] got dressed, [REDACTED] starting rubbing his chest. [REDACTED] left the room, and Epstein began masturbating himself as [REDACTED] rubbed Epstein's chest. [REDACTED] stated he continued masturbating until he climaxed on the towel he was wearing. When asked if he had removed the towel she stated he turned the towel around so that the opening would allow him to expose himself. After he cleaned himself off with the towel, he instructed [REDACTED] the massage was done and to get dressed and met with him downstairs. [REDACTED] got dressed and met with Epstein in the kitchen area. She was paid \$200.00 dollars for providing the massage. [REDACTED] stated she was aware that [REDACTED] also received monies for the same thing.

The second time she went to the house she was again approached by [REDACTED]. [REDACTED] asked if she wanted to return to the house to provide another massage; [REDACTED] agreed and the arrangements were made by [REDACTED] for her to return to the house. [REDACTED] stated [REDACTED] drove her to the house and knocked on the same glass door that leads to the kitchen area. They were allowed entry into the house by one of the staff members. [REDACTED] led her upstairs to the master bedroom and

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master bathroom area. [REDACTED] left [REDACTED] this time to do the massage alone. Epstein entered the room again wearing only a towel. [REDACTED] began removing her clothing as she did the last time she was at the house. Epstein instructed her to get naked. He lay on the table on his stomach as [REDACTED] began massaging his legs and back.

As [REDACTED] finished with Epstein's back and legs, Epstein then turned over onto his back. [REDACTED] started to rub his chest and he began masturbating himself. As [REDACTED] rubbed his chest, Epstein leaned over and produced a massager/vibrator. He turned it on and began rubbing [REDACTED]'s vagina and masturbating himself at the same time. [REDACTED] stated she continued to rub his chest as this was occurring. She described the vibrator/massager as large, grey with a large head. Epstein rubbed her vagina for approximately two to three minutes with the massager/vibrator. He then removed the vibrator from her vaginal area and concentrated on masturbating himself. [REDACTED] stated he climaxed onto the towel again and informed her that the massage was done. [REDACTED] got dressed and met with [REDACTED] who was waiting in the kitchen area. She received \$200.00 for the massage. [REDACTED] said she never returned to the house and had no desire to return to the house. [REDACTED] was asked if she received any formal massage training. She advised she had no formal training. [REDACTED] was asked if Epstein knew her real age. [REDACTED] stated he knew as he asked her questions about herself and high school. He was aware she attended and is still attending [REDACTED] High School.

The interview was concluded. I suggested [REDACTED] inform her parents of what occurred at the Epstein house. [REDACTED] stated she would tell her father as he was unaware this had occurred. I left my business card for any questions they may have. We left the area and returned to the police station. The tape was placed into evidence.

Investigation Continues.

***** N A R R A T I V E # 22 *****
NA Reported By: RECAREY, JOSEPH 11/17/05
Entered By.: ALTOMARO, NICKIE A. 11/17/05

On November 15, 2005, Officer Munyan and I responded to the Palm Beach Gardens Mall food court section to meet with [REDACTED]. At approximately 5:10 p.m., [REDACTED] arrived and met with us at the food court. [REDACTED] provided a sworn taped statement in which she stated she had been at the Epstein house over fifty times. She began going to Epstein's house when she turned eighteen years old. [REDACTED] was asked if she knew of the on-going investigation. [REDACTED] stated she was aware there was an investigation as she had been told by other girls that were interviewed. Additionally, she has had several telephone conversations with Epstein's assistants as to what had been going on during the investigation.

I asked [REDACTED] how she was introduced to Epstein. [REDACTED] stated she did not want to disclose who brought her to the house but she would

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respond to any other questions. When I asked her what happened at the house, [REDACTED] stated everything happened. It all began with the massages. Each time she went more things happened. She would massage Epstein and he would masturbate and climax. She stated things escalated from there. She provided oral sex on Epstein and he provided oral sex on her. She stated he would also use a massager/vibrator on her vagina to stimulate her as she massaged him. He introduced his assistant Nadia or Nada to have vaginal intercourse with [REDACTED]. She stated Nada or Nadia would utilize a strap-on (synthetic penis) to have intercourse with her. She was told to masturbate herself as Epstein and Nada had sexual intercourse. All this was done at Epstein's direction.

[REDACTED] could not provide exact dates as she had been to the house so many times. [REDACTED] stated Epstein inserted his fingers in her vagina to stimulate her as she massaged him. When I asked her if there had been any vaginal intercourse with Epstein, she stated she did not have sex with him. She did admit having sex with Nada, his assistant.

[REDACTED] stated not every time she went involved sexual favors. Sometimes she would just talk with him and get paid. I asked her how much she was paid each time she went to Epstein's residence. [REDACTED] stated she got paid \$300.00 every time she went to the house. She was told to bring other girls to him to provide massages. [REDACTED] declined stating that she does what she does and did not want to introduce anyone else to do what she does. [REDACTED] stated she had never received any formal training in providing massages.

I showed [REDACTED] a photo line up in which Nada Marcinkova was placed in position six. She reviewed the six photographs and immediately identified Nada Marcinkova as the person with whom she had intercourse. Additionally, it was the same person she watched have intercourse with Epstein. She signed the photo line-up under Nada Marcinkova's photo as the person she identified. We then left the mall and returned to the police station. The photo line up and tape were placed in to evidence.

Investigation Continues...

***** N A R R A T I V E # 23 *****
NA Reported By: RE CAREY, JOSEPH 11/29/05
Entered By.: ALTOMARO, NICKIE A. 12/01/05

On November 17, 2005, I received a phone message from Atty. Guy Fronstin who advised to call his cellular phone reference his client Jeffrey Epstein. I telephoned his cell phone and left a message for him to return my call. I did not receive a call back on Thursday, November 17, 2005. On Friday, November 18 2005, I retrieved another voice mail from my work phone from Mr. Fronstin advising he would not produce his client Jeffrey Epstein for any statement. Fronstin stated he had spoken with ASA Lana Belohlavek and expressed Mr. Epstein has a passion for massages. I called ASA Lana Belohlavek and confirmed that

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Fronstin had telephoned her reference this case. Although nothing was discussed, Mr. Fronstin did advise her that Epstein is very passionate about massages.

I also spoke with ASA Daliah Weiss reference the previous employees, Juan and Maria Alessi. She advised that they had been served through a subpoena process server. They were both scheduled to appear on Monday November 21, 2005 at 12:00 p.m.

On November 21, 2005, I met with ASA Weiss, Atty. Donnie Murrell and Juan and Maria Alessi at the State Attorney Office. ASA Weiss had requested a court reporter to be present to take the statement of the Alessi s. I spoke with Maria Alessi, in the presence of her attorney, Donnie Murrell. She advised she had worked for Epstein for eight years, from the period of 1994 through 2002. She advised she had never had any direct conversations with him. She stated it was her husband who spoke directly with Epstein. Her work consisted of doing house cleaning, shopping and other preparations when Epstein would arrive in town. Alessi stated the preparations consisted of preparing the house and bathrooms for his arrival. She advised she did view several masseuses that arrived at the house. She advised that two or three girls would come during a day and provide the massages. The girls that arrived looked young in age. Mrs. Alessi did not know any of the girls personally and were always different. She was told that when Epstein was in residence he did not want to encounter the Alessis during his stay in Palm Beach.

I then spoke with Mr. Alessi in the presence of his attorney, Donnie Murrell. Mr. Alessi stated that he was employed for eleven years with Mr. Epstein. He originally was hired as a part time employee and then moved up into a full time position. His duties included everything. Alessi stated he was the house manager, driver and house maintenance person. It was his responsibility to prepare the house for Epstein s arrival. When asked about cooks or assistants, Alessi stated they traveled with Epstein on his private plane. He remembered dealing with his girlfriend, Ms. Maxwell originally and then dealt with Epstein directly.

I asked Mr. Alessi about massages that occurred within the home. Mr. Alessi stated Mr. Epstein had up to three massages a day. Each masseuse that visited the house was different. Alessi stated that towards the end of his employment, the masseuses were younger and younger. When asked how young, Mr. Alessi stated they appeared to be sixteen or seventeen years of age at the most. The massages would occur in Epstein's bedroom or bathroom. There were times he recalled that he would set up the massage tables either in Epstein s bedroom or in his bathroom. I asked if there were things going on other than a massage. Alessi stated that there were times towards the end of his employment that he would have to wash off a massager/vibrator and a long rubber penis, which were in the sink after the massage. Additionally, he stated the bed would almost always have to be made after the massage. Alessi was never privy to what went on during the

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He was asked if he remembered any names of the girls that massaged Epstein. He tried to remember and was unable to provide any exact names of any girls. Alessi was asked about any contact with anyone from the Epstein organization. Alessi said he did speak with Mr. Epstein shortly after my initial contact with him to find out what was going on. Alessi also stated that approximately on November 11, 2005, he was contacted by a private investigator from the Law Office of Roy Black. The investigator had called him to meet with him to ascertain what he was going to tell the police. Alessi stated they met at the Carrabba s Restaurant in Boynton Beach and discussed the same questions I was asking him. I informed Mr. Alessi and Mr. Morrell that as this is an ongoing investigation and anything we discuss should be confidential. They both acknowledged the fact that the information would be kept confidential. It should be noted that a court reporter was present during the interviews and would be providing a copy of the statements to me when they become available.

On November 21, 2005, I received a voice mail from Mr. Fronstin who advised he would not be making Mr. Epstein available for any statements. He did have some words that he wanted to relay on behalf of Mr. Epstein. I telephoned his office and left a message for him to return my call.

On November 29, 2005, I received a call back from Mr. Fronstin who left a voice mail after hours on November 28, 2005, advising he would return my call during normal business hours to speak with me reference the case on November 29, 2005.

***** N A R R A T I V E # 24 *****
NA Reported By: RECAREY, JOSEPH 11/29/05
Entered By.: ALTOMARO, NICKIE A. 12/01/05

On November 29, 2005, at approximately 2:30 p.m. I received a telephone call on the department issued cell phone. Mr. Fronstin stated he was calling to relay information that Mr. Epstein wished he could relay. Mr. Fronstin stated that he would not allow Mr. Epstein to speak with me at this time. He further stated that Mr. Epstein is very passionate about massages. He continued that Mr. Epstein had allegedly donated over \$100,000 to the Ballet of Florida for massages. The massages are therapeutic and spiritually sound for him that is why he has had many massages. Mr. Fronstin stated he appreciated the way the investigation has not been leaked out into the media. I explained to Mr. Fronstin that it is as important to protect the innocent if the allegations are not substantiated. Mr. Fronstin was told of the allegations that the private investigators assigned to the case have been portraying themselves as police officers. Additionally, I explained that my cell phone had been called by the private investigators. Mr. Fronstin advised he was not aware of that and advised they were under the direction of Attorney Roy Black in

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Miami. Mr. Fronstin further stated Epstein had originally called Mr. Dershorwitz in Boston, who recommended Roy Black in Miami, who asked Mr. Fronstin to assist. I informed him that if and when any charges would be presented I would notify him. The call was then terminated.

Investigation continues.

***** N A R R A T I V E # 25 *****

NA

Reported By: RE CAREY, JOSEPH

12/15/05

Entered By.: ALTOMARO, NICKIE A.

12/16/05

A review of the telephone message books, which were obtained during the search warrant, was conducted in which various messages from different dates were made to Jeffrey Epstein. The telephone message books have a duplicate copy (Carbon Copy) which, once a phone message is written into the book, the top copy is then torn on the perforated edge and the carbon copy is left in the book. First names of girls, dates and telephone numbers were on the copy of the messages. I recognized various numbers and names of girls that had already been interviewed. The body of the messages was time of the day that they called for confirmation of "work." Other names and telephone numbers were located in which the body of the messages were, "I have girls for him" or "I have 2 girls for him." These messages were taken by Sarah for Jeffrey Epstein. Based on the context of the body of the messages, I requested subpoenas for subscriber information on the telephone numbers and the time frame involved. Copies of the messages were made for evidentiary purposes.

I obtained [REDACTED] High School yearbooks for 2005, 2004 and 2003. I first reviewed the 2005 yearbook and located most of the girls I had spoken with. Additionally, I located [REDACTED]. Based on the corrected name spelling, I was able to locate her to her residence in Loxahatchee. On December 8, 2005, Det. Caristo and I responded to [REDACTED] Loxahatchee. I located [REDACTED] at her home. She advised she is attending [REDACTED] High and is participating in the early release program so she can maintain her part time job. As she is still a minor, I left my business card to have her mother return my call to request an interview with her daughter. We then left the area.

I also had previously researched the telephone number for [REDACTED] and telephone number [REDACTED]. A subpoena had been issued for the information on [REDACTED]. The telephone number was registered to [REDACTED]. A query of [REDACTED] revealed that she is the daughter of [REDACTED] and is currently residing at [REDACTED] West Palm Beach. Det. Caristo and I attempted contact with [REDACTED] with negative results. I left my business card on her front door requesting she return my call. We then responded to [REDACTED]. I also attempted contact with [REDACTED] with negative results. I left my business card for him to return my call.

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On December 9, 2005, I received a telephone call from [REDACTED] [REDACTED]'s mother, who was made aware of the on going investigation in Palm Beach. [REDACTED] advised she was told of everything that occurred at Epstein's house involving Epstein and his staff. She advised she would allow me to question her daughter about what occurred and would cooperate with the investigation. [REDACTED] provided me with [REDACTED]'s cellular telephone number to schedule an appointment for an official interview. I telephoned her cellular telephone and made a tentative appointment for Monday, December 12, 2005.

I then received a telephone call from [REDACTED], father of [REDACTED] [REDACTED] who stated he found the business card on his door. I explained that I was conducting an investigation and needed to speak with [REDACTED] as she may have information that could assist in the investigation. Mr. [REDACTED] stated that his daughter no longer resides with him and has her own trailer in another trailer park. He advised he would tell her to call me.

On December 12, 2005, due to a conflict with schedules, arrangements were made to meet with [REDACTED] on Tuesday, December 13, 2005 at 5:00 pm. On December 13, 2005, Det. Dawson and I traveled to Loxahatchee and met with [REDACTED]. During a sworn taped statement, [REDACTED] stated that when she was sixteen years old, she was taken to Epstein's house to provide a massage for money. [REDACTED] stated it was before Christmas last year when [REDACTED] approached her and asked if she needed to make money for Christmas; [REDACTED] stated she did and agreed to provide a massage for money. [REDACTED] made arrangements to take [REDACTED] to the house and drove [REDACTED] to the house to "work." [REDACTED] stated she could not remember the street name but would be able to drive to the street. They drove to the last house on the street and pulled in the last house on left side. They walked up the driveway and entered through a side gate which led to a kitchen door. They knocked on the door and were encountered by an employee who [REDACTED] described as a "Spanish looking lady." They informed her that they were expected. They were then encountered by a white female with long blond hair. [REDACTED] was unable to remember the name of the white female with blond hair but knew she was Epstein's assistant. She was led upstairs by the white female who explained that there would be lotions out already and Epstein would choose the lotion he wanted her to use. She was led through a spiral staircase which led to a master bedroom and bathroom. The massage table was already set up in the bathroom. [REDACTED] described the bathroom as a large spacious bathroom with a steam room and shower beside it with a sink to the right. [REDACTED] was introduced to Jeff who was on the phone when she entered. Jeff was wearing a white towel and lay on his stomach so that [REDACTED] may massage his feet and calves. [REDACTED] started the massage with the massage oil Jeff chose and rubbed his feet and calves. Jeff got off the phone and requested she massage his back as well. [REDACTED] began rubbing his back and got to the small of his back. During the rubbing of his back Jeff asked her to get comfortable. He

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requested she remove her pants and shirt. [REDACTED] removed her shirt and pulled her pants off. [REDACTED] stayed in her bra and thong panties.

As she finished the small on the back, Jeff then turned onto his back. He instructed she rub his chest and pinch his nipples. As she began to rub his chest, Jeff asked her questions about herself.

[REDACTED] remembered telling him she attended [REDACTED] High School. Jeff asked her if she was sexually active. Before [REDACTED] could answer, he also asked what sexual positions does she enjoy. [REDACTED] stated she was shy didn't like talking about those things. She continued rubbing his chest. Epstein reached up and unsnapped her bra from the front. [REDACTED] explained the bra she used had a front snapping device. Epstein rubbed her breasts and asked her if she like having her breasts rubbed. [REDACTED] said "no, I don't like that." Epstein then removed his towel and lay on the bed naked exposing his penis to [REDACTED]. He began touching his penis and masturbated as he touched her breasts. [REDACTED] explained Jeff then touched her vagina area by rubbing her vagina with his fingers on the outside of her thong panties. [REDACTED] tensed up and stated Jeff was aware that she was uncomfortable.

[REDACTED] stated that Jeff told her, "Relax, I'm not going inside." She further explained Jeff commented to her how beautiful and sexy she was. Jeff then moved her thong panties to one side and now was stroking her clitoris. [REDACTED] said "Jeff commented how hard my clit was." He then inserted two fingers in her vagina and was stroking her within her vagina. She tried pulling back to pull out his fingers from within her vagina. Jeff removed his fingers from within her vagina and apologized for putting his fingers inside her. During this time he kept his hand on her vagina area rubbing her vagina. [REDACTED] stated he rubbed her real hard as he was masturbating. [REDACTED] said he climaxed onto the towel he had been previously wearing and got up from the table. Jeff told her there was \$200.00 dollars for her on the dresser within the master bathroom. Jeff also told her that there was an additional \$100.00 that was to be given to [REDACTED] for bringing her there to massage him. Jeff told her to leave her telephone number with his assistant as he wanted to see her again. Jeff stated his assistant would contact her to work again soon.

I asked her if she ever received any formal massage training to which [REDACTED] stated she did not. [REDACTED] stated it was the only time she ever went to work for Jeff and knew what happened to her was wrong. She stated she no longer speaks to [REDACTED] because she was upset that [REDACTED] took her there. She further stated that she had never been contacted for any additional work. The interview was terminated and we left the area.

Investigation Continues...

***** N A R R A T I V E # 26 *****
NA Reported By: DICKS, ALLEN C. 12/18/05
Entered By.: ALTOMARO, NICKIE A. 12/19/05

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On 102005 at approx 0930hrs I assisted with the execution of a search warrant at 358 El Brillo Ave, Palm Beach.

Initially I was assigned to enter the residence and conduct a sweep of the premises for safety purposes. I then accompanied CSEU tech Pavlik while she photographed the exterior of the house. Once this was complete I was assigned to search certain areas of the house with Det. Dawson as part of the search warrant.

We began in the garage, searching three Mercedes Benz vehicles, a Harley Davidson motorcycle and adjacent closets in the garage. Nothing of evidentiary value was located.

We then searched two closets off the kitchen area on the east side. These can best be described as pantry or storage closets. Nothing of evidentiary value was obtained.

A small office with adjoining bath was then searched. In the bath area I located a phone message book with recent messages. This item was seized as evidence. Please note this bath and shower area are not used as designed but are storage areas containing a variety of items to include a gun safe in the shower and assorted household items.

We then searched a bath area and closet at the base of the main stairs in the foyer. Inside the closet two massage tables were located as well as partial nude female photographs. These items were later seized as evidence. Nothing of evidentiary value was noted in the bathroom.

We then searched two bedrooms upstairs on the east side of the residence. Located in the bath room of the south bedroom was penis shaped soap. Located in the bedroom of the northern bedroom was penis and vagina shaped soap as well as an adult sex toy. These items were seized as evidence.

We then searched the pool cabana located in the south west corner of the property. Several photographs of nude females were seized as evidence.

I was then assigned to stand by with a person I believe was Douglas Schoettle. Mr. Schoettle was in the residence at the beginning of the search warrant. He was present during the warrant service and subsequent search. I stood by with him until the search was completed and I departed the residence. I had no conversation with him regarding the reason for our presence.

Regarding seized evidence, all items were photographed in place and then collected by CSEU personnel.

This concludes my involvement in this case.

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***** N A R R A T I V E # 27 *****
NA Reported By: KRAUEL, CURTIS D. 12/21/05
Entered By.: ALTOMARO, NICKIE A. 12/21/05

On Thursday, October 20, 2005 at approximately 0936 hours, I assisted in the execution of a search warrant located at 358 El Brillo Way, Palm Beach, Florida, residence of Jeffrey Epstein. I was instructed by Case Agent Det. Joseph Recarey, to secure all computer and media related material from the residence.

Upon my arrival I was directed by Det. Recarey to a room designated as the Kitchen Staff Office. I observed a, Silver in color, CPU with the left side cover removed, exposing the CPU s hardware sitting on floor next to a glass type desk. The CPU had no discernable identifiers or features indicating a make or model. This CPU was powered off with the power cord not plugged in. The keyboard and mouse were atop the CPU. It should be noted that the CPU was not connected to a monitor, printer, or other media device. On the back Panel of the CPU, I observed an A/V card with RCA jacks attached. This type of hardware would allow audio and video to be downloaded onto the CPU s hard disk.

The ends of the RCA jacks were unattached at the time of the search and no external camera was located within this room.

The CPU was located on the right side of a desk that held a flat panel LCD screen. The desk also held another keyboard and mouse, indicative of a second computer; however, no other computer was found. It appeared as though a second computer had been recently removed as the cables ends from the monitor, keyboard and mouse were in the same area. A further search of the room revealed no media storage devices, i.e. CD s, Floppy Disks, Zip Disks, etc. This type of media is commonly stored in an area where computers are placed, yet no media was found.

After completing a search of this room, I secured the CPU and turned all items over to the Evidence Custodian for future forensic analysis via a property receipt.

I was then directed by Det. Recarey to a room designated as the Garden Room, where I observed a wooden desk facing west. The desk held a Flat screen LCD monitor, keyboard, mouse, media card reader and printer; however, no CPU was located. All of the cables were removed from an area where a computer had once been. A search of the desk area revealed no signs of any media devices.

Det. Recarey directed me to a third location designated as the Cabana room, which is detached from the residence and located just south of the pool. In the South East corner of the room, I observed an office type setting, with an L-shaped desk holding a flat screen LCD monitor, keyboard, mouse and printer; however, no CPU was located. All of the cables were removed from an area where a computer had once been. A search of the desk area revealed no signs of any media devices.

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Det. Recarey directed me to a second detached structure located on the South East corner of the property. This area of this structure was assigned with single letters to identify a particular part of the room. In the office area, designated as Room B, I observed a powered on Dell Dimension 2350, attached to an LCD flat panel monitor. The screen displayed an open Microsoft Internet Explorer browser with URL address of http://home.bellsouth.net/. I observed no other active windows in the Start panel window and photographed screen. The power cord was removed from the back of the Dell CPU and I disconnected the cable modem to prevent remote access. At that time, the Dell CPU, marked with Serial Number 6WTVN21, was secured and turned over the evidence custodian for future forensic analysis via property receipt.

I also located several media related items within Room B, which were recorded onto a property receipt and turned over the Evidence Custodians.

I then responded to a Bedroom designated as Room F, where I observed a white in color CPU marked Premio. The Premio CPU was in a computer desk which held a white CRT monitor, both of which were powered on. The CRT monitor displayed a message from Norton Antivirus software, warning of an expired subscription. I observed no other active windows in the Start panel window and photographed screen. I removed the power cable from the back of the Premio CPU and shutdown all other media. The Premio CPU, marked with Serial Number 2000091078, was secured and turned over the evidence custodian for future forensic analysis via property receipt. I also located several media related items within Room F, which were recorded onto a property receipt and turned over the Evidence Custodians.

This concluded my participation in the search of the residence.

***** N A R R A T I V E # 28 *****
NA Reported By: RE CAREY, JOSEPH 12/21/05
Entered By.: ALTOMARO, NICKIE A. 12/21/05

On December 20, 2005, I contacted ASA Daliah Weiss in an attempt to subpoena the Epstein former houseman, Alfredo Rodriguez. Rodriguez, who resides in Miami, had eluded the process servers previously and was not served the investigative subpoena. A telephone message was left as she is not available during the week of 12/19/2005. I made contact with State Attorney Inv Theresa Wyatt and requested the same via telephone message.

I then researched the victim's SG cellular telephone subpoena data which had been received from a previous subpoena request. I analyzed the records which depict several calls from Haley Robson. The telephone calls start on February 6, 2005 at 12:49 pm.; the same day which the victim and the victim's father stated the incident occurred at Epstein's house. The first incoming call was from Robson's residence at [REDACTED]. The second incoming call from Robson's

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cellular phone [REDACTED] occurred at 1:02 pm. The call durations were one minute or less. The time frame was within thirteen minutes apart. It should be noted that Robson's residence was in close proximity to the victim's. The next call occurred at 5:50 pm when the victim telephoned Robson's residence. Several calls were made after the above mentioned calls both incoming and outgoing to Robson. Further analysis showed no telephone calls to either Robson's cellular telephone or Robson's residence were registered prior to February 6, 2005.

Additionally, I also conducted an analysis on the telephone calls from [REDACTED]. The subscriber information confirmed that the number is registered to Paul A Lavery from Hialeah, Florida. The address was crossed referenced to the Office of Kiraly and Riley Private Investigators. I researched the web page www.rileykiraly.com which also showed various cases in which they assisted. I also located another web site under www.coralspringsparklandrotary.org in which Mr. Riley attended a Miami Rotary meeting and confirmed Atty. Roy Black is among his clientele.

The telephone calls revealed Lavery had telephone contact with [REDACTED] either just after I attempted to interview them, or just prior. A background was conducted on Lavery which revealed he holds a current Private Investigator License. A criminal arrest record revealed he had been previously arrested for possession of cocaine and solicitation of prostitution.

I also researched the girls using www.myspace.com. This web site is a new social networking service that allows members to create unique personal profiles online in order to find and communicate with old and new friends. The site allows one to establish your own myspace.com page and decorate the page any way one wishes. I found the following people have myspace sites: Haley Robson, [REDACTED]

I received a Cingular Wireless packet which contained a CD which contained the results of the subpoena request for verbatim calls on [REDACTED]. An analysis will be conducted in the near future on the phone numbers called.

Investigation Continues.

***** N A R R A T I V E # 29 *****
NA Reported By: RECAREY, JOSEPH 12/27/05
Entered By.: ALTOMARO, NICKIE A. 12/29/05

Upon doing research on the message books recovered in the search warrant, I located the identity of [REDACTED]. The telephone number [REDACTED] was registered to [REDACTED]. She currently is seventeen years old and is attending the [REDACTED] Academy. I

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responded to 1801 Palm Beach Lakes Boulevard, also known as the Palm Beach Mall. I located the [REDACTED] Foundation. I located [REDACTED] inside the foundation and informed her that I was investigating a case against Jeffrey Epstein and knew she had been at the house. [REDACTED] started to cry and advised she had put that part of her life behind her. I explained that although she is seventeen years old I needed to inform her parents that she would be interviewed. She provided her home telephone number. I attempted contact and left voice mail messages at the house to speak with her parents.

Det. Caristo and I then located [REDACTED] at her residence located at [REDACTED] in West Palm Beach. I attempted to interview her about Jeffrey Epstein. She advised she is so in love with Jeff Epstein and would do anything for him. She further explained that she would not speak with us about him either negative or positive. She asked us to leave her property. I informed her that although she did not wish to speak with us, I had sufficient information at this point in the investigation to know she was at Epstein's house and provided girls to Epstein to work. I also explained that prior to our arrival at her residence I had telephone contact with her father [REDACTED] who was told she would be interviewed. [REDACTED] is currently seventeen years old and as a juvenile, parental notification would be required. We then left the area and returned to the police station.

While at the police station, I left another telephone message for [REDACTED] parents. I began an analysis of Sarah Kellen's Cellular telephone. The telephone number [REDACTED] is assigned to Sarah Kellen and the financially responsible party is Jeffrey Epstein of 457 Madison Ave. in New York City, New York. The time frame which was subpoenaed was September 2005, through October 2005. There were eighty seven pages of calls made either to the cell phone or from the cell phone. The local (561) numbers were analyzed. A spread sheet was prepared and placed into the attachment file of who was called.

The unknown numbers were researched using FoneFinder.com and subpoenas were requested to determine subscriber information. This was done to identify additional victims or witnesses. The analysis revealed that Kellen had called the victim/witnesses frequently when Epstein was in the Town of Palm Beach to "work." This confirms what the girls interviewed had previously stated. Kellen would notify them when Epstein was in town and their willingness to "work." The CD was placed into evidence.

Investigation Continues.

***** N A R R A T I V E # 30 *****
NA Reported By: RECAREY, JOSEPH 1/03/06
Entered By.: ALTOMARO, NICKIE A. 1/03/06

On December 29, 2005, I received a facsimile from National Compliance

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Center from Cingular Wireless for telephone number [REDACTED] (continued)
This was the telephone number for Haley Robson during the time frame when the victim, [REDACTED] was brought to the Epstein house to "work." An analysis of the phone records, of all incoming and outgoing calls, showed that on February 6, 2005, the day the victim, [REDACTED] was brought to the house, Robson first called Sarah Kellen, Epstein's assistant, at [REDACTED] at 12:50 pm (EST). The next call was made to Epstein's house in Palm Beach, at 12:52 pm (EST). The following call was made to the victim, [REDACTED] at 1:01 pm (EST) and at 1:02 pm (EST). This confirms the information provided by the victim and victim's father. I photo copied the records and enlarged the page 8 of 10 to show the calls made by Robson on February 6, 2005.

To this date, I have not heard from [REDACTED] s parents. I will attempt to establish contact with them during the evening hours.

I received a package from Atty. Guy Fronstin, which was hand delivered at the police station. Within the package, was a letter from Alan Dershowitz, and two www.myspace.com profiles. The profiles were that of [REDACTED] and [REDACTED]. MySpace.com is a social networking service that allows members to create unique personal profiles online in order to find and communicate with old and new friends. This package was in response to a previous meeting in which Mr. Dershowitz called to assist in the investigation in providing any additional witnesses such as house employees who have been reluctant to speak with law enforcement.

I reviewed the profiles Mr. Dershowitz enclosed. [REDACTED] who designed her blog to be "[REDACTED] Fucking [REDACTED]" still attends [REDACTED] High School, sends and receives messages from friends which contain some profanity. Upon reviewing her friends' comments section from Myspace, most of her good friends sent messages to establish contact and invite her to go out.

I then reviewed [REDACTED] s web blog which was provided by Mr. Dershowitz. Ms. [REDACTED] designed her blog to be "[REDACTED]" Her blog states that her interests include music, theater and weed (Marijuana). I reviewed her packet in which [REDACTED] declares her love for her live-in boyfriend. She also describes using marijuana with her boyfriend [REDACTED].

The letter Mr. Dershowitz sent advised he was looking into the allegation that one of the private investigators used by the private attorneys of Epstein, attempted to impersonate or state that they were police officers from Palm Beach. Mr. Dershowitz advised that the investigators used to interview [REDACTED] had "quite a distinct speech impediment", did not claim to be nor did they impersonate themselves as a police officer. This package was sent to both ASA Lana Belohlavic and ASA Daliah Weiss at the State Attorney's Office.

I made telephone contact with ASA Weiss to confirm she received the package and request an interview with Sarah Kellen, Nada Marcinkova, and Janusz Banasiak. She advised she would assist in attempting to

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contact Mr. Dershowitz.

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On January 3, 2006, I received a telephone call from ASA Weiss who informed me that she made telephone contact with Mr. Dershowitz. She had requested the employees be available the week of January 3, 2006. Mr. Dershowitz informed her that the assistants are out of the country and would require additional time to locate them and make them available.

Investigation Continues.

***** N A R R A T I V E # 31 *****
NA Reported By: MINOT, LORI S. 1/03/06
Entered By.: ALTOMARO, NICKIE A. 1/03/06

On Thursday, 03/31/05, I started conducting surveillance at 358 El Brillo. At this point I observed at 1155 hours, a Tan Altima bearing FL tag [REDACTED] in Roadway, Black Chevy bearing FL tag [REDACTED] in drive, Tan Honda Civic bearing FL tag [REDACTED] in Roadway, Black Chevy Suburban in driveway and a Black Caddy Escalade in driveway. At 1325 Hours I observed Tan Honda Civic [REDACTED] in roadway, Black Chevy Suburban in driveway, Black Caddy Escalade in drive and a White Kia car bearing FL tag [REDACTED]. At 1615 hours I observed a Tan Honda Civic, [REDACTED] in roadway, Black Chevy Suburban in drive, Black Caddy Escalade in driveway and a White Kia car [REDACTED] in roadway.

On Friday, 04/01/05, I continued surveillance at 358 El Brillo. At 1130 hours I observed a Tan Honda Civic bearing FL tag [REDACTED] in roadway, Black Caddy Escalade in driveway and a Tan unknown make/model bearing FL tag [REDACTED] in roadway. At 1227 hours, I observed a Tan Honda Civic [REDACTED] in roadway, Black Caddy Escalade in driveway and a Black Chevy SUV located behind the Escalade. At 1345 hours, I observed a Tan Honda Civic [REDACTED] in roadway and a Black Chevy SUV in driveway. At 1558 hours, I observed a Tan Honda Civic [REDACTED] in roadway, Black Chevy SUV in driveway, Black Caddy Escalade in driveway and a dark unknown model/make car parked in garage.

On Saturday, 04/02/05, I continued surveillance at 358 El Brillo. At 0713 hours, I observed a Red Explorer bearing FL tag [REDACTED] in roadway and a Black Caddy Escalade in driveway. At 0814 hours, I observed a Red Explorer [REDACTED] in roadway, Black Caddy Escalade in driveway and a Tan Honda Civic [REDACTED]. At 0952 hours, I observed a Red Explorer [REDACTED] in roadway, Black Caddy Escalade in driveway, Tan Honda Civic [REDACTED] in roadway and also a Grey unknown make/model with a B.M in trunk retrieving landscaping tools.

At 1155 hours, I observed a Grey Camaro bearing FL tag [REDACTED] parking in the roadway in front of 358 El Brillo. A W/F, blond hair, teens to early 20's, thin and tall wearing a white tank top and short blue jean shorts, exited the vehicle and walked to the rear of the house. I also observed a Red Explorer [REDACTED] in roadway, Tan Honda Civic [REDACTED] in roadway and a Black Caddy Escalade in driveway. At 1310 hours, I

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observed a Red Explorer W/F driver leaving the area, Tan subcompact on roadway and a Red Neon bearing FL tag [REDACTED]. Then observed 3 W/Fs, approximately 16 to 18 years of age jogging. All 3 females ran into the driveway. There were 2 with blond hair and one brown hair.

On Sunday, 04/03/05, I continued surveillance at 358 El Brillo. At 0719 hours I observed a Tan Honda Civic [REDACTED] in roadway and a Black Caddy Escalade. At 0934 hours, I observed a Tan Honda Civic [REDACTED] in roadway and a Black Caddy Escalade in driveway. At 1057 hours I observed only the Tan Honda Civic [REDACTED].

On Tuesday, 04/05/05, I continued surveillance at 358 El Brillo. At 1052 hours, I observed a Red Explorer [REDACTED] in roadway, a Green Explorer, bearing FL tag [REDACTED] in roadway, a Grey Altima bearing FL tag [REDACTED] in roadway, White Ford Truck [REDACTED] in roadway, Black Mercedes in driveway being washed by a B/M and an unknown dark car parked in the garage. At 1059 hours a Blue Chevy Suburban drove to the house of 358 El Brillo and parked in the driveway. At 1119 hours, I observed the White Ford Truck [REDACTED] leave the area and the driver was the pool man.

At 1126 hours, I observed a Grey unknown make/model car park in roadway. W/M got out of the car and walked to a house on the south side of El Brillo. At 1406 hours, I observed a Red Explorer parked on roadway and a large white box truck parked behind the surveillance suburban.

***** NARRATIVE # 32 *****

NA Reported By: BATES, MICHAEL J. 1/03/06
Entered By.: ALTOMARO, NICKIE A. 1/03/06

On 03/31/05, at approximately 1500 hours while conducting surveillance at 358 El Brillo, I observed a Black Cadillac Escalade, unknown tag, a Black Chevrolet Suburban, unknown tag, a Black Mercedes S600 FL tag [REDACTED] parked in the east driveway next to the 3-car garage. There was a Tan Honda Civic FL tag [REDACTED] parked on the street in front of the residence.

At approximately 1700 hours, I observed the Black Suburban, Black Escalade, Black Mercedes and Tan Honda Civic parked in the same place. At 1750 hours, there was no change in vehicles. At 1840 hours, I observed the Black Escalade, Black Suburban and Black Mercedes along with a Silver Hyundai Accent FL tag [REDACTED] all parked in the east driveway and a Red Ford Explorer FL tag [REDACTED] parked on the street in front of the residence.

At 2000 hours, I observed the Black Escalade, Black Suburban parked in the east driveway and the Red Explorer and Tan Civic parked on the street.

On Friday, 04/01/05 at approximately 1700 hours, I observed the Black

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Escalade and Black Suburban parked in the east driveway and the Tan Honda Civic parked on the street in front of the residence. At 1820 hours, I observed the Suburban and Civic in the same place and a Gold Chevrolet Camaro FL tag [REDACTED] parked on the street in front of the residence. At 2250 there was no change. At 2330, I observed the Black Escalade parked in the driveway and the Red Explorer parked on the street in front of the residence.

On Saturday, 04/02/05 at approximately 1700 hours, I observed a Black Escalade, unknown tag, parked in the driveway and a Tan Honda Civic FL tag [REDACTED] parked in the street in front of the residence. At 1805 hours the Escalade and Civic were in the same position and the Black Mercedes FL tag [REDACTED] was also parked in the east driveway. At 1920 hours the Escalade and Civic were the only vehicles and both were in the same position. At 2030 hours and 2145 hours there were no vehicles observed.

At 2115 hours, I observed a Black Mercedes, 4-door parked in the east driveway FL tag [REDACTED]. At 2300 hours, 2350 hours and 0045 hours, the Black Mercedes was the only vehicle observed.

***** N A R R A T I V E # 33 *****
NA

Reported By: RE CAREY, JOSEPH
Entered By.: ALTOMARO, NICKIE A.

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I made contact with Mr. [REDACTED] father of [REDACTED] who was told that I wished to interview his daughter. Mr. [REDACTED] stated he was aware and had spoken with his daughter about the incident. He stated that his daughter had previously told him that she was hired to model lingerie at a Palm Beach mansion. Mr. [REDACTED] stated he knew nothing else about what she did when she went to "work." Mr. [REDACTED] advised he would cooperate with the investigation and make his daughter available for interviews. I asked if she was available for an interview, [REDACTED] stated she was not at home at the moment. I informed him I would make contact with her at a later time. Mr. [REDACTED] expressed his interest in the resolution in this matter as he stated this information has affected his daughter emotionally.

On January 4, 2005, I acquired the subpoenas from the State Attorney's Office for Cingular Wireless, Metro PCS, Verizon, Bell South Telecommunications and Sprint for the unknown telephone numbers from Sarah Kellen's cellular telephone. The subpoenas were sent to the respective telephone carriers for subscriber information.

I received a telephone call from State Attorney's Office, who informed me that the former houseman for Jeffrey Epstein, Alfredo Rodriguez, was present at the State Attorney's Office for an interview. Rodriguez was issued an investigative subpoena for an interview on the on-goings at Epstein's house during his employ. I responded to the State Attorney's Office and encountered Mr. Rodriguez waiting in the lobby. I brought Mr. Rodriguez to the interview room.

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During a sworn taped statement, Mr. Rodriguez stated he was employed by Jeffrey Epstein for approximately six months. He was referred by associates and his employment lasted the months of November 2004 through May 2005. His responsibilities as house manager included being the butler, chauffer, chef, houseman, run errands for Mr. Epstein and provide for Epstein's guests. Rodriguez advised he had very limited contact with Mr. Epstein. If Rodriguez needed to relay a message to Mr. Epstein, he would have to notify Epstein's secretary "Leslie" in New York City, who would then notify Epstein's personal assistant, Sarah, who would relay the message to Epstein. Rodriguez stated Epstein did not want to see or hear the staff when he was in residence.

I asked Rodriguez if Epstein received many guests during his stay in Palm Beach. Rodriguez advised he had many guests. I asked specifically about masseuses coming to the house. Rodriguez stated he would have two massages a day. Epstein would have one massage in the morning and one massage in the afternoon everyday he was in residence. Rodriguez stated he would be informed to expect someone and make them comfortable until either Sarah or Epstein would meet with them.

Rodriguez stated once the masseuses would arrive, he would allow them entry into the kitchen area and offer them something to drink or eat. They would then be encountered by either Sarah or Epstein. They would be taken upstairs to provide the massage. I asked Rodriguez if any of the masseuses appeared young in age. He advised he didn't ask their ages but felt they were very young. Rodriguez stated they ate like his own daughter who is in high school. Rodriguez stated they would eat tons of cereal and drink milk all the time. Rodriguez stated the girls that would come appeared to be too young to be masseuses. He stated one time under Epstein's direction, he delivered a dozen roses to [REDACTED] High School for one of the girls that came to provide a massage. He knew the girls were still in high school and were of high school age. I asked Rodriguez about the massages. He felt there was a lot more going on than just massages. He would clean Mr. Epstein's bedroom after the alleged massages and would discover massager/vibrators and sex toys scattered on the floor. He also said he would wipe down the vibrators and sex toys and put them away in an armoire. He described the armoire as a small wood armoire which was on the wall close to Epstein's bed.

Epstein ordered Rodriguez to go to the Dollar rent a car and rent a car for the same girl he brought the roses to, so that she could drive her self to Epstein's house without incident. Rodriguez said the girl always needed rides to and from the house. Rodriguez referred himself as a "human ATM machine" and was ordered by Epstein to maintain a minimum balance of \$2,000 dollars on him at all times. When a girl would come by the house and Mr. Epstein was either not in residence or was not at home at the time, Rodriguez was to provide the girl (masseuse) several hundred dollars for their time and to notify Epstein the amount they were given. Epstein also ordered Rodriguez to

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purchase several gifts and provide them as tips to the girls. I asked what kind of gifts. Rodriguez stated he purchased IPODS, jewelry, anything the girls would want.

Rodriguez stated the amount of girls that came to the house was approximately fifteen. Each of the girls knew each other and all seemed to know at [REDACTED] High School who Mr. Epstein was. When asked to identify these girls, Rodriguez stated he could not at the moment but knew he wrote their names down on a journal he kept during his employ with Mr. Epstein. He kept a journal in the event he needed to explain either to Mr. Epstein or his assistants what was done at the house or who visited the house as he stated he was in-charge of Mr. Epstein's personal security while in Palm Beach. I informed him I would need to view this journal to which he stated he would research the book and contact me to provide the book. The interview was concluded and left the area. I returned back to the police station where the micro cassette was placed into evidence. At approximately 7:20 pm, I was notified Rodriguez located the journal and would call me on January 5, 2005 to provide the journal.

Investigation Continuesâà

***** N A R R A T I V E # 34 *****
NA Reported By: RE CAREY, JOSEPH 1/09/06
Entered By.: ALTOMARO, NICKIE A. 1/10/06

On January 5, 2006, I attempted to meet with Alfredo Rodriguez to recover the folder or journal in which he kept the notes that were given to him during his employ with Mr. Jeffrey Epstein. He kept this folder to justify what he did during his employ should the need arise to justify what occurred with the monies he had to keep or any questions as to the petty cash he withdrew from the household account from the bank. At approximately 10:00 pm, I attempted contact with Mr. Rodriguez and discovered he was assisting his wife at her place of employment and would not be able to meet with me. Mr. Rodriguez stated he would meet with me on January 6, 2006, in Broward County, in the morning hours.

On January 6, 2006, at approximately 9:00 am, I received a telephone call from Mr. Rodriguez who advised he had the file in hand and would be traveling northbound to meet with me in Broward County. At 10:50 am, I met with Alfredo Rodriguez at the parking lot of Bank of America in Boca Raton on Yamato Road and Military Trail (known as the Polo Center). Rodriguez produced a green folder which contained documents, a note with Mr. Epstein's stationary with direction to deliver a bucket of roses to [REDACTED] High School after [REDACTED] high school drama performance. Also in that same note was direction to rent a car for [REDACTED] and direction to extend the rental contract. I returned to the Palm Beach Police Station and placed the folder into evidence.

I received a fax from Verizon from the subpoena request sent on

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01-04-06, for telephone number [REDACTED]. The phone number is registered to Dr Perry Bard, from West Palm Beach. Dr. Bard is a chiropractor and has an office located [REDACTED] in West Palm Beach. The cellular number is Dr Bard's personal cellular number.

On January 9, 2006, Det. Caristo and I traveled to [REDACTED] in Palm Beach Gardens in an attempt to locate Johanna Sjoberg, who had been previously seen on the property and identified through her Florida Drivers License and Florida license Plate. A business card was left for her to return my call. We then traveled to the [REDACTED] Foundation and located [REDACTED]. [REDACTED] agreed to speak with us and in a private room within the school provided us a taped statement.

During the statement, [REDACTED] advised that when she was fifteen or sixteen years of age, she was taken to Jeffrey Epstein's house by her associate, [REDACTED]. [REDACTED] stated this occurred late May 2004 or early June 2004. She was told she could model lingerie for money for a wealthy Palm Beacher. She remembered they traveled by yellow cab from their residence in West Palm Beach to Epstein's house. She remembered encountering Epstein at the front door during the evening hours.

He introduced himself and brought them into the kitchen so that the chef could prepare something for them to eat. After having a meal, [REDACTED] and Epstein brought [REDACTED] upstairs to a master bedroom which had a large bathroom. She observed a large style shower, sauna and there was a large massage bed also in the bathroom. Epstein entered a room within the bathroom and came out wearing only a towel. [REDACTED] said they would provide a massage on his feet. [REDACTED] asked why they are doing this. [REDACTED] told her this was part of the routine and told her to rub his legs and calves. Epstein had told [REDACTED] to get comfortable. [REDACTED] continued rubbing Epstein's calves and feet. At Epstein's direction, [REDACTED] then left the room leaving [REDACTED] there by herself. Epstein told [REDACTED] to get comfortable. [REDACTED] removed her blouse and pants and stayed in her panties. [REDACTED] stated she was not wearing a bra. She believed she was wearing thong panties. Epstein turned over onto his back and began touching her. Epstein touched her breasts and began touching her in her vagina area. Epstein instructed her to rub his chest and rub his nipples. [REDACTED] stated the touching consisted over the panties on the first time; he stroked her vagina but stayed on top of the panties. During the first massage, she stated Epstein was stroking her and began masturbating himself at the same time. He put his hands under the towel and appeared as to masturbate himself however she never saw his penis. She continued rubbing his chest until he grabbed her and pulled her closer to him. He appeared to have climaxed because after he pulled her closer to him the massage was over. Epstein had told her that there was two hundred dollars for her on the dresser. He told her that she could not tell anyone what happened at the house or bad things could happen. [REDACTED] stated she went to Epstein's house three

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or four times total. [REDACTED] was very scared and felt very nervous. She knew because of Epstein's money he was powerful. After the massage, Epstein ordered his houseman at the time to drive the girls home. The employee was to drop off the girls at their house and watch them go inside their house.

[REDACTED] could not remember who the houseman was. She stated Epstein and his assistant Sarah would call her at her father's house to arrange for her to come and "work." She advised each time she returned to the house, Epstein would do the same thing. [REDACTED] stated it was a routine with Epstein. She would rub his feet and calves. He would then turn over and begin to touch her on her vagina area. The only difference was that it was done without panties. Epstein's fingers would stroke her vagina area as he would masturbate and finally climax and the massage would be over. She was paid \$200.00 each time she went. Each time she went she was reminded not to speak of what happened at the house and that she would be contacted again. She began to purposely miss the calls when either Sarah or Epstein would call her. She once brought a friend, [REDACTED] unknown last name, to work for Epstein. She was paid \$200.00 for bringing [REDACTED] [REDACTED] stated she no longer returned to work for Epstein. She also stated that she wanted to notify the police of what happened at the house. [REDACTED] stated she was scared of what could have happened to her or her family if she notified authorities.

On January 10, 2006, I received the results from the subpoena from BellSouth Telecommunications for telephone number [REDACTED]. The number is assigned to [REDACTED] [REDACTED] s father in Palm Beach Gardens. I also received the results from Western Union which confirmed the money order sent to [REDACTED] from Jeffrey Epstein in New York City. The "wire" was sent by Jeffrey Epstein of 457 Madison Ave in New York City on December 23, 2004 at 12:05 pm. The amount of \$222.00 was charged to Epstein's credit card so that [REDACTED] could receive \$200.00 in Royal Palm Beach. The twenty-two dollars was for processing and local fees to send the money via Western Union. A copy of the check presented to [REDACTED] was also attached to the receipt of the wire. This confirmed what [REDACTED] advised she received as a Christmas bonus from Epstein.

Investigation continues.

***** N A R R A T I V E # 35 *****
NA Reported By: RECAREY, JOSEPH 1/10/06
Entered By.: ALTOMARO, NICKIE A. 1/10/06

I received and reviewed the Cingular Wireless results from the subpoena requests for subscriber information for telephone numbers [REDACTED]. The first number, [REDACTED], is assigned to Janusz Banasiak in care of Jeffrey Epstein of 457 Madison Ave in New York City. Banasiak is the current houseman/house manager for 358 El Brillo Way in Palm Beach, Fl 33480. The second number, [REDACTED] is assigned to Christina Venero of

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[REDACTED] West Palm Beach. Research conducted on Venero revealed she is a licensed Massage therapist with a Florida conditional/active license number [REDACTED]. Venero had been previously arrested for battery / unwanted touching and DUI. Requests for copies of the reports involving the arrests were requested from the Palm Beach County Sheriff's Office. The last number [REDACTED] is assigned to Thomas Rofrano of [REDACTED] Palm Beach Gardens. Research on Mr. Rofrano, revealed that he is a Florida Chiropractic Physician.

Vehicles that were previously documented on the property while surveillance was being conducted were researched. I determined a tan Chevrolet Camaro, bearing Florida license [REDACTED], was seen on the property in which a young white female was seen entering the Epstein property. Research was conducted which revealed that the vehicle is registered to [REDACTED]. Mr. [REDACTED] has two daughters, [REDACTED] is currently residing in Connecticut and [REDACTED] is residing with her father in Lake Worth. Research on [REDACTED] revealed she was recently involved in a traffic stop in Lake Clarke Shores in May 19, 2005. A request to discover any information from the stop was requested.

I spoke with ASA Daliah Weiss who informed me that Janusz Banasiak will be available for an interview tomorrow at the State Attorney's Office in West Palm Beach at 1:30 pm. I informed her that I would be at her office for the interview.

***** N A R R A T I V E # 36 *****

NA Reported By: RECAREY, JOSEPH 1/23/06
Entered By.: ALTOMARO, NICKIE A. 1/23/06

On January 19, 2006, Det. Caristo and I met with Johanna Sjoberg at [REDACTED] in Palm Beach Gardens. Sjoberg was identified as a licensed massage therapist who had previously been seen on Epstein's property when physical surveillance was done. Sjoberg was told of the on going investigation and I felt she may have information pertaining to the case. During a sworn taped statement, Sjoberg stated she met Epstein three years ago when Ghaline Maxwell approached her while she was attending Palm Beach Atlantic College to work around Epstein's house. Maxwell had told her that they needed some girls to work at the house to answer phones and run errands. Sjoberg accepted the job and began working at Epstein's house on El Brillo in Palm Beach. Sjoberg stated it was a part time job during the time she went to Palm Beach Atlantic College. She continued going to Epstein's house and would be notified when Epstein would travel to Palm Beach. Sjoberg advised she would be notified by Maxwell, Epstein or Sarah, his assistant, when he would travel to Palm Beach. Sjoberg stated she began providing massages to Epstein before she became a massage therapist. She continued giving massages not only to Epstein but to Nadia Marcinkova, and Sarah, his assistant. Sjoberg was asked about what occurred during the massages. Sjoberg stated as she was twenty

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three years old when she met Epstein, anything that happened was between two consenting adults. I explained to her that she was not in any trouble however as part of this investigation, I needed to ask certain questions. Sjoberg stated that there were times that Epstein would ask her to perform during the massage. He would instruct her to rub his nipples as he masturbated himself. Sjoberg stated she felt "grossed" about the behavior but as she was getting paid, she just continued. Sjoberg also advised she would on occasion perform the massages naked. Epstein would on occasion, utilize the vibrator/massager on her vagina area when she performed the massages. Sjoberg explained that Epstein never exposed himself to her as he maintained himself covered under the towel he would be wearing. When Epstein would masturbate he would be covered.

I asked if Sjoberg ever received any gifts, or any gratuities from Epstein. Sjoberg advised aside from being paid well, she advised Epstein took care of her tuition from Palm Beach Atlantic College. She received a rental car for a week when her scooter broke down.

Additionally she received other gifts from Epstein. Epstein also recommended her to another client who resides at Breakers Row in Palm Beach. The client she was referred to was "Glenn" unknown last name, and his wife, who she provided a massages to. The statement was concluded and placed into evidence upon our return to the Palm Beach Police Department.

While at the police station, I researched Florida tag [REDACTED] which was also previously seen on the property when there was physical surveillance being done at the property. The vehicle is registered to [REDACTED] Lake Worth, Florida. Researching Mr. [REDACTED] and the vehicle revealed that his daughter, [REDACTED] had been driving the vehicle and was cited for unlawful speed in Lake Clark Shores. The vehicle is a tan, Chevrolet Camaro, 2-door. I researched [REDACTED] date of birth, [REDACTED] 1987, resides at [REDACTED] [REDACTED] has a my space page called [REDACTED]. In her web page, shows various photos of [REDACTED] photographed at a beach. An interview is forthcoming.

A review of the video disks which was extracted at the Palm Beach County Sheriff's Office Computer Crime Unit revealed that only one hidden camera was functional at the time. Several images of Epstein working at his office were seen. Additional footage of Sarah Kellen and Nadia Marcinkova was seen. There was other footage of females seen. The identity of the females is unknown at this time, until such time as I meet with certain females to show the video footage to confirm if, in fact, it is them on the video. At this time it appears that [REDACTED] and Haley Robson are seen sitting with Epstein beside his desk in the evening hours. Due to poor lighting, a direct confirmation cannot be made at this time.

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***** N A R R A T I V E # 37 *****
NA Reported By: RE CAREY, JOSEPH 1/30/06
Entered By.: ALTOMARO, NICKIE A. 1/30/06

On January 25, 2006, Det Caristo and I. responded to [REDACTED] and met with [REDACTED]. [REDACTED] stated last year, when she was seventeen years of age, she met Jeffrey Epstein through her former room mate [REDACTED]. [REDACTED] was allegedly dating Epstein at the time. [REDACTED] and [REDACTED] had once cohabitated together when they modeled. [REDACTED] explained [REDACTED] called her on her telephone and advised her that she was in Palm Beach and requested to see her. [REDACTED] made arrangements to meet with her at Epstein's house. [REDACTED] arrived and met Epstein and [REDACTED] and [REDACTED] went to the Palm Beach Mall together and went shopping. [REDACTED] advised that [REDACTED] and she had received money from Epstein to go to the mall. They visited Victoria's Secret and purchased undergarments from the store utilizing monies given by Epstein. [REDACTED] advised she purchased one item and [REDACTED] purchase various items. The money used to purchase the items was the money given by Epstein.

[REDACTED] and [REDACTED] continued shopping and having a day together. [REDACTED] stated [REDACTED] explained how she and Epstein have been dating each other and he has been paying all of her bills. [REDACTED] claimed [REDACTED] advised they met in New York and had been dating ever since. They later returned to Epstein's home and encountered Epstein. He had a brief conversation with [REDACTED] about her modeling career. He knew of her modeling career from [REDACTED]. He requested to see her modeling portfolio and explained that he could help her with modeling jobs. [REDACTED] had her book with her to show [REDACTED] and showed the book to Epstein. He commented negatively about her photographs and portfolio. [REDACTED] felt uncomfortable with the comments made as she had been working with other professional modeling companies who had offered her work from her photographs. Epstein requested to see what was purchased at the mall. [REDACTED] took out the undergarments which were purchased. She immediately showed Epstein different sets purchased. Epstein then requested to view what [REDACTED] purchased. [REDACTED] was reluctant to show the outfit however since it was Epstein's money that purchased the item she pulled it out of the bag. Epstein asked her to try it on. [REDACTED] looked at [REDACTED] who told her "yeah, try it on." Feeling compelled to try the undergarment outfit on; she went to another room and put on the bra and panty set. She walked out to the living room where they were sitting, and modeled the suit. She then went back into the other room and changed back into her clothes. [REDACTED] returned into the room and told [REDACTED] she would be going home. [REDACTED] scheduled another day for [REDACTED] to return for massages with her.

[REDACTED] stated within that same week, she returned to meet with [REDACTED] and have a massage. [REDACTED] had told her that she would be unable to stay with her as she would be going on a bike ride with Epstein. [REDACTED] explained she could stay at the house and take advantage of the massage.

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██████████ stated she met with an unknown massage therapist and had the table already set up in a guest room. ██████████ removed her clothing, leaving her panties on, and wrapped herself with a towel for the massage. ██████████ remembered that the door to the guest room was closed but not locked. As the therapist was working her back, the door was opened by Epstein and entered into the room. ██████████ was trying to conceal herself as Epstein was talking to her about his chiropractic session. Epstein told ██████████ turn over onto her back. ██████████ eventually turned over exposing her breasts to Epstein as he applied pressure on her shoulder and her waist. ██████████ stated Epstein "popped" her back. ██████████ removed her self from the table, got dressed and left the house. ██████████ further stated ██████████ had attempted to call her on several occasions to invite her back to Epstein's house to which ██████████ replied "I'm busy." ██████████ advised she has not had contact with either ██████████ or Jeffrey Epstein. It should be noted that her mother, ██████████ was present during the interview. The interview was concluded and we thanked them her for their time.

***** N A R R A T I V E # 38 *****

NA Reported By: RECAREY, JOSEPH 1/31/06
Entered By.: ALTOMARO, NICKIE A. 1/31/06

On January 27, 2006, I made telephone contact with Christina Venero, at ██████████. Venero is a licensed massage therapist who had frequented the home of Jeffrey Epstein. Ms. Venero has been unable to meet with me in Palm Beach County, and because she lives and works in Port St Lucie, a telephone interview was conducted. I explained to Ms. Venero that there was an on going investigation involving Jeffrey Epstein.

Venero stated she knows Epstein and has been employed by him for approximately three years. Epstein has paid Venero to perform Swedish Massages (Deep Tissue) on him and other guests. Venero explained that approximately three year ago she met Ghislaine Maxwell and Jeffrey Epstein through a mutual friend. Epstein and Maxwell were looking for a massage therapist. Venero stated since that time, she is notified when Epstein is coming to Palm Beach. Venero stated she comes to his house and provides the massage or massages. Venero explained she has also massaged his guests and assistants. Venero continued that she is paid \$100.00 and hour for the massage.

I asked Venero if anything occurred during the massage that would have made her feel uncomfortable. Venero stated she only provided massages and that was it. She never was approached for anything else. I asked if Epstein ever asked her to rub his chest she stated she would not rub his chest as that is not part of her massage. Venero explained that she was not Epstein's type. The girls she would see at Epstein's house were very thin, beautiful and without tattoos. Venero explained she has several tattoos that are visible. Maxwell and Epstein have commented negatively about her tattoos previously when she has provided massages.

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Venero stated she only provided massages for Epstein and his associates and nothing happened during those massages. Venero stated as she does Swedish style massages, the patient is usually sore after the massages. I thanked her for her assistance and the interview was concluded at this time.

I received a facsimile from T-Mobile Cellular service on telephone number [REDACTED] which is assigned to David Rodgers, pilot for Mr. Epstein, who resides in Lake Worth. Rodgers' telephone number was dialed on several occasions by Sarah Kellen. A background on Rodgers indicated he has a valid FAA pilot license First Class for the Southern FAA Region. Rodgers has another historical FAA license for Airline Transport Pilot.

Investigation Continues.

***** N A R R A T I V E # 39 *****
NA Reported By: RE CAREY, JOSEPH 2/14/06
Entered By.: ALTOMARO, NICKIE A. 2/16/06

On Friday, February 3, 2006, I had made arrangements to meet with [REDACTED] at the Palm Beach Police Station. At approximately 1:00pm, [REDACTED] and her friend, [REDACTED] arrived at the police station. During an interview with [REDACTED], she stated she met Epstein when she turned eighteen years old and was brought to Epstein's house to provide a massage. She advised this occurred on May of 2005. She advised Haley Robson had informed her if she wanted to provide a massage for \$200.00. [REDACTED] agreed and was brought to Epstein's house to provide a massage. [REDACTED] stated she had been to the house on many occasions during the massage sessions. [REDACTED] also stated she would remove her clothing to provide the massage on Epstein. [REDACTED] advised Epstein would pay her \$300.00 to rub his back, legs and chest. During the massages, Epstein would masturbate himself as she rubbed his chest. I asked her if Epstein ever touched her breasts during the massages. [REDACTED] replied, "Yes." I asked her if Epstein ever touched or massaged her vagina. [REDACTED] stated he had on several occasions. I asked her if he ever penetrated her with either his penis or any other objects. [REDACTED] stated that during a massage he inserted his fingers in her vagina as she massaged him. She stated this occurred one time only. [REDACTED] stated the massage would be over when Epstein would climax onto a towel. I asked [REDACTED] if she had any formal massage training to which she replied that she did not. [REDACTED] was then asked if she ever brought anyone to the house to "work." [REDACTED] stated she brought two people to the house. She advised she received money for bringing people to the house to "work." [REDACTED] stated she brought a girl named [REDACTED] and her friend [REDACTED] was still waiting for [REDACTED] in the lobby of the police station. I thanked [REDACTED] for her time and her cooperation and escorted her to the lobby.

I asked Ms [REDACTED] if I could speak with her about this investigation. I

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brought her to the interview room and explained to her that I was conducting an investigation on Jeffrey Epstein and felt she may have information pertaining to the investigation. Ms. [REDACTED] identified herself as [REDACTED] and resides in Wellington, Florida. She advised approximately a year ago she was brought to Epstein's house to provide a massage for money. [REDACTED] stated she needed to make money and felt it was a quick way to make some money. [REDACTED] stated she was brought to the house by [REDACTED] and was introduced to Epstein and his assistant. She was brought to his main bathroom and provided a massage. I asked her if she provided the massage naked. [REDACTED] stated she did. She rubbed Epstein's legs, back and chest. I asked [REDACTED] if Epstein touched her during the massage. She advised he did not, however he did masturbate himself as she rubbed his chest. Once he climaxed the massage was over. She was paid her money and left the area. [REDACTED] advised it occurred one time and she never returned to Epstein's house. The interview was concluded and [REDACTED] was escorted to the lobby.

I located a telephone number for [REDACTED] and attempted to contact her on several occasions. I called [REDACTED] and spoke with Ms. [REDACTED] who advised she would speak with me in Deerfield Beach where she resides. Due to a scheduling conflict, we were unable to meet. I informed her I would contact her to schedule another appointment to speak with her about this investigation. I have attempted to meet with her and make telephone contact with negative results.

On February 13, 2006, I met with David Rodgers at [REDACTED] in Lake Worth. Rodgers was identified as Epstein's pilot. I spoke with Rodgers who advised he has been employed with Epstein since 1991. He flies both planes for Epstein depending where he wants to fly to. Rodgers was asked about passengers in the plane he flies. Rodgers stated unless Epstein flew to his island off of St Thomas, there would be no way of knowing who the passengers were. I mentioned a recent flight to Ohio, where Rodgers flew to Ohio to pick up [REDACTED]. Rodgers stated he recalled flying on several occasions and did not remember [REDACTED]. Rodgers stated once he is in the cockpit, he does not know who the passengers are. When he prepares the passenger manifests, he lists Epstein and his assistants he knows by name, Sarah and Adrianna. Rodgers stated he would list either female or male passengers on the manifests only to keep a count on the passengers. Mrs. Rodgers came into the living room and recommended that her husband consult with an attorney. Mr. Rodgers agreed he would speak with the family attorney to inform him of this questioning. I explained to Mr. Rodgers that he was not the suspect in this investigation and ceased all questions. Based on the fact Rodgers could not advise who passengers were in the plane, I then left the area.

I attempted to locate [REDACTED] at [REDACTED] in Wellington. I left my business card for her to return my call. On February 14, 2006, at 12:06 pm, I received a call back from Ms. [REDACTED]

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on my voice mail. Ms [REDACTED] left her telephone number for a return
call [REDACTED] I left her a message to return call.

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***** N A R R A T I V E # 40 *****
NA Reported By: RE CAREY, JOSEPH 2/21/06
Entered By.: ALTOMARO, NICKIE A. 2/22/06

On February 15, 2006, I made telephone contact with [REDACTED] who provided directions to where I could locate her. Det Caristo and I responded to [REDACTED] in Lake Park to meet with [REDACTED]. Upon my arrival, I met with [REDACTED] in the parking lot directly behind MAACO Auto Painting. She was advised I was there to speak with her about an ongoing investigation that concerned Jeffrey Epstein in Palm Beach. [REDACTED] stated she knows Epstein very well and did not want to speak with me about Mr. Epstein. She was very fond of Epstein and did not want to speak with me about anything concerning Jeffrey Epstein. I explained to her that she was seen at the house and I would like to speak with her. She stated she knew there was an investigation and that I had spoken with other people and therefore I should know what happened at Epstein's house. [REDACTED] ended the conversation and walked back into her boyfriend's business, Blanton Automotive. Det Caristo and I left the area and returned to the police station.

Investigation continues.

***** N A R R A T I V E # 41 *****
NA Reported By: RE CAREY, JOSEPH 4/10/06
Entered By.: ALTOMARO, NICKIE A. 4/10/06

A Grand Jury Session was requested during the month of February 2006, in which all the girls that had been interviewed would have been called to testify before the Grand Jury to seek an indictment against Jeffrey Epstein. Due to subsequent meetings with the State Attorney's Office and Defense Attorney Alan Dershowitz the Grand Jury was postponed until a later time. Dershowitz had provided a package of material on the main victims in this case in which they appear on Myspace.com and speak about alcohol use and some marijuana use. The State Attorney's Office wanted time to review the material.

I requested additional subpoenas from the State Attorney's Office in which I requested information from Dollar Rent a Car and Jet Aviation. The information requested from Dollar Rent a Car was for the rented vehicle by Alfredo Rodriguez while under the employ of Epstein for one of the victims. The other subpoena requested was for Jet Aviation for dates and times when Epstein's planes were in Palm Beach County.

I continued to research other names that were acquired either from interviews or intelligence gathered during the investigation. I

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located [REDACTED] in Royal Palm Beach. I responded to [REDACTED] Royal Palm Beach. During the interview, [REDACTED] stated she knew I would be speaking with her. [REDACTED] stated she was first introduced to Epstein when she turned eighteen years old. [REDACTED] stated she was sure of her age as it was her senior year in [REDACTED] High School. She advised she was brought there to make money and was told she would have to provide a massage to this Palm Beach guy. She remembered she met Epstein and his assistant Sarah in the kitchen area. She stated she was taken by one of her friends, [REDACTED]. She stated she went upstairs with Sarah while Epstein got ready for the massage. He exited his bathroom naked and [REDACTED] turned around. Epstein asked her if being naked offended her. [REDACTED] stated it made her uncomfortable. Epstein then put on a towel and lay on the table. [REDACTED] stated she rubbed his back and feet. She stated she had no massage training or experience. [REDACTED] stated during the massage, Epstein attempted to touch her buttocks. [REDACTED] pulled away as he touched her buttocks. She told him again she was uncomfortable with him touching her. Epstein then cut the massage short and became upset with her. Epstein paid her \$200.00 for the massage and told her to leave the house. [REDACTED] never returned to the house. She did advise of one time she went with [REDACTED] however she waited in the car for [REDACTED] as she did not want to go into the house. At the conclusion of [REDACTED]'s visit with Epstein they left the area. [REDACTED] stated she had heard from other girls that have gone to the house that Epstein now required them to do the massage naked and allow him to touch them in their private areas for monies. The interview was concluded as [REDACTED] did not have any other information to provide.

I then learned from the original victim, [REDACTED] the defense attorney had learned of her identity. I spoke with the father of the victim, who stated there has been a private investigator on his house photographing his family and chasing visitors who come to the house. He provided a Florida License of [REDACTED]. This vehicle is registered to Ivan Robles of West Palm Beach. Robles is a private investigator intern who is licensed by the state. I informed the State Attorney's Office of the above information.

I received the Grand Jury subpoenas to be delivered to three victims for a Grand Jury session to be held on April 18, through April 20, 2006.

Investigation continues.

***** N A R R A T I V E # 42 *****
NA Reported By: RECARREY, JOSEPH 4/14/06
Entered By.: ALTOMARO, NICKIE A. 4/18/06

The Grand Jury Subpoenas were personally served to the individuals they were issued to. On April 5, 2006, at approximately 7:30 p.m., I personally served the parents of [REDACTED] who had informed me that the private investigators were still photographing the family. On April

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10, 2006, at approximately 2:30 p.m., I served [REDACTED] at her residence in Royal Palm Beach. The subpoena was given to her mother, [REDACTED]

I learned through one of the victims [REDACTED] that she was personally contacted through a source that has maintained contact with Epstein. The source assured [REDACTED] she would receive monetary compensation for her assistance in not cooperating with law enforcement. AH also stated she was told, "Those who help him will be compensated and those who hurt him will be dealt with." I told [REDACTED] that tampering with a witness/victim is an arrestable offense and very serious. I asked her who approached her during this encounter. [REDACTED] originally was reluctant to provide the name of the person who approached her to offer her not to testify because she felt they were still friends.

On April 11, 2006, Det Dawson and I traveled to Tallahassee, Florida and met with the victim, [REDACTED] identified [REDACTED] W/F, [REDACTED], as the person who approached her in Royal Palm Beach while she was home during Spring Break in March 2006. [REDACTED] also stated she did not want to pursue the intimidation charges on [REDACTED] [REDACTED] was concerned that the defense attorney was given a copy of the report as certain things she had told me in confidence were repeated to her by [REDACTED]. Prior to our departure, the victim was given a copy of her subpoena for the Grand Jury which was scheduled to commence April 18, 2006.

Upon our return from Tallahassee, I notified the State Attorney's Office of what was told to me. I also notified them that the subpoenas were delivered to the witnesses and they would be calling for arrangements for the date and time needed for the Grand Jury. I spoke with ASA Weiss and informed her of the possible intimidation by the defense.

On April 13, and April 14, 2006 I attempted contact on several occasions with ASA Weiss and ASA Belohlavic to ascertain when the victims needed to report for Grand Jury testimony. Messages were left on their voicemail. On April 17, 2006, during the hours of 9:00 am and 11:30 am, I again left messages for ASA Weiss and ASA Belohlavic for either of them to return my call as I had not heard from the State Attorney's Office as to the time and date of the Grand Jury.

At approximately 12:30 pm, I went to the State Attorney's Office and located ASA Weiss and ASA Belohlavic in their offices. I entered ASA Belohlavic's office who informed me that she was going to return my call. She explained that an offer was made to the defense, Atty Guy Fronstin and Atty Alan Dershowitz. The offer is 1 count of Agg Assault with intent to commit a felony, five years probation, with adjudication withheld. Epstein would have to submit to psychiatric/sexual evaluation and no unsupervised visits with minors.

When asked about the all the other victims, ASA Belohlavic stated that was the only offer made as to one victim, [REDACTED] ASA Belohlavic cell phone rang and went to voice mail. She checked her voice mail and played the message on speaker. The caller identified himself as

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Atty Guy Fronstin and acknowledged the deal made between them. Fronstin stated in the message, he spoke with his client, Jeffrey Epstein, and agreed to the deal. Fronstin asked to call off the grand jury as they would accept this deal. Belohlavic stated a probable cause would be needed to book Epstein in the county jail and would let me know as to when it would be needed. I explained my disapproval of the deal and not being consulted prior to the deal being offered. However I expressed that was only my opinion and the final approval would come from the Chief of Police. She explained to have Chief Reiter call Barry Krisher about the deal. I left the area and returned to the police station where I briefed the Chief about the deal offered.

I checked my voice mail messages and discovered a message from [REDACTED] stepmother for the victim [REDACTED]. She was calling because the State Attorney's Office still had not returned any of her calls as to when they are needed for this case. I then called ASA Belohlavic's office and left messages for her to call the victims on this case and explained to them what the State Attorney's Office had done.

On April 17, 2006, at approximately 4:30 pm, State Attorney Investigator Tim Valentine called to officially notify me of the cancellation of the Grand Jury. He requested I contact the victims that had been served to appear, to notify them of the cancellation. I advised Valentine that as this Grand Jury session was called based on the State Attorney's Office decision to have the victims heard by the Grand Jury that I felt it was the States Attorney's Office responsibility to contact the victims and advise them of the reason they were no longer needed.

***** N A R R A T I V E # 43 *****
NA Reported By: RE CAREY, JOSEPH 5/04/06
Entered By.: ALTOMARO, NICKIE A. 5/04/06

As I had not received any contact from anyone at the State Attorney's Office, on May 1, 2006, I prepared three arrest warrant requests and submitted them to the State Attorney's Office. The packages were delivered to the Crimes against Children Unit in care of ASA Lana Belohlavek. Jeffrey Epstein's arrest warrant was requested for 4 counts of Unlawful Sexual activity with certain minors and one count of Lewd and Lascivious Molestation. Sarah Kellen, Epstein's assistant's, arrest warrant request was for 4 counts of Principal in the 1st degree Unlawful Sexual activity with certain minors and one count of Principal in the 1st degree Lewd and Lascivious Molestation. Haley Robson's arrest warrant request was for Lewd and Lascivious Acts on a victim under 16 years of age. The receipt of delivery was signed and brought back to the records division at the police department.

On May 3, 2006, at approximately 2:54 pm, I received a telephone call from ASA Daliah Weiss on my cellular telephone. ASA Weiss advised she

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has been taken off the Jeffrey Epstein case because her husband is employed with Attorney Jack Goldberger. Attorney Goldberger is the attorney of record for Jeffrey Epstein. His previous attorney, Guy Fronstin, has been fired from representation. ASA Lana Belohlavek has been assigned the case. ASA Weiss stated she can no longer speak about the Epstein case with me. I thanked her for her telephone call. ASA Weiss further stated that ASA Belohlavek would be calling me.

***** N A R R A T I V E # 44 *****

NA Reported By: RE CAREY, JOSEPH 5/15/06
Entered By.: ALTOMARO, NICKIE A. 5/15/06

On May 10, 2006, information was received that Epstein's associate, Leslie Wexner, The Limited Inc, CEO's, plane had arrived in West Palm Beach, PBIA. The plane, a Gulfstream 4 bearing a N900LS registration, was on the tarmac at Galaxy Aviation. As Epstein had recently acquired the services of a new attorney, and the fact that Epstein's house is currently under remodeling, it was believed that Epstein may be in Palm Beach. I conducted physical surveillance at the residence, 358 El Brillo Way. I observed a large construction crew conducting remodeling at the house. The contractor, David Norr, was observed driving a Ford Explorer, white in color. The vehicle has a Florida registration of F30QQF. Norr left Epstein's house and traveled north on County Road. Det Caristo and I conducted surveillance on Norr. Norr traveled to several construction sites and checked on certain jobs. Surveillance was discontinued on Norr and Det Caristo and I traveled to Galaxy Aviation. I observed the white plane with a blue stripe along the body and tail of the plane; the tail number was visible on the bottom of the tail, closer to the body of the plane. We maintained visual surveillance on the plane until 4:57 p.m., when a caravan of Cadillac Escalades drove onto the tarmac. We observed several people exit the vehicles and discovered that they were part of the executive team for Limited Inc. The executives were in Palm Beach County for an executive meeting for the day. They arrived in Palm Beach County on May 9, 2006 at 9:30 pm and were scheduled to leave on the 10th at 5:00 pm.

On May 12, 2006, I met with ASA Lana Belohlavek at the State Attorney's Office. She explained that her boss, Barry Krischer, was requesting this case be taken to the Grand Jury again. I explained to her I had requested arrest warrants for Jeffrey Epstein, Sarah Kellen, and Haley Robson. I asked that she either issue the warrants or direct file, as so much time has elapsed since the original request to the Grand Jury. I explained that the Palm Beach Police Department had concluded the case in December of 2005 and has been waiting for the case to go forward. Belohlavek stated the original offer was again offered to the new defense attorney. She was waiting for their answer by Friday May 19, 2006. She stated she would advise me of the answer.

***** N A R R A T I V E # 45 *****

NA Reported By: RE CAREY, JOSEPH 6/05/06

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(Continued)

6/06/06

On May 22, 2006, I received several phone calls throughout the day from Mr. [REDACTED] who stated he had been followed aggressively by a private investigator. Mr. [REDACTED] stated that as he drove to and from work and running errands throughout the county, the same vehicle was behind him running other vehicles off the road in an attempt not to lose sight of Mr. [REDACTED] vehicle.

I explained to him as Mr. Epstein had retained new legal council it was possible it would be new private investigators following him to observe his daily activities. I also explained to him that there was a meeting scheduled with ASA Lana Belohlavek and Attorney Jack Goldberger at Mr. Krischer's office scheduled on June 1, 2006 at 9:00 am. I attempted to call ASA Lana Belohlavek to inform her of the private investigators following Mr. [REDACTED] however; she was on her vacation during the week of May 22 through May 30 2006.

On May 23, 2006, I received other phone calls from Mr. and Mrs. [REDACTED] who advised they were able to acquire the private investigators license plate information. The subject following them was again driving very aggressively and caused Mrs. [REDACTED] to run off the road. Mrs. [REDACTED] stated the vehicle is a green Chevy Monte Carlo bearing Florida tag [REDACTED]. The vehicle is registered to Zachary Bechard of Jupiter Florida. Bechard is employed with Candor Investigations from Jupiter, Florida. Bechard is a licensed Private Investigator in the State of Florida.

Since the discovery of the threat made against one of the victims in this case [REDACTED] I requested subpoenas for all calls made to and received from [REDACTED] during the month of March 2006 for her cell phone and home phone. I had confirmed with Florida State University the exact dates of Spring Break for 2006. The Spring Break was from March 4, 2006 through March 12, 2006. I received a subpoena from Sprint/Nextel with all calls made during the month of March 2006. I reviewed the 989 calls made and received during the month of March 2006. I observed on March 7, 2006, [REDACTED] made and received thirty five calls during that day.

Date	Time	Seconds	In/Out	To/From
7-Mar-06	11:03 AM	492	Outbound	561XXXX
7-Mar-06	11:16 AM	6	Inbound	561XXXX
7-Mar-06	11:22 AM	887.2	Inbound	561XXXX
7-Mar-06	11:37 AM	48	Outbound	[REDACTED]
7-Mar-06	11:39 AM	28.2	Inbound	[REDACTED]
7-Mar-06	12:02 PM	727.2	Inbound	[REDACTED]

Table reflects the date of the calls, time of day (EST), duration

Date: 7/25/06
Time: 8:47:53

PALM BEACH POLICE DEPARTMENT
Incident Report

Page: 87
Program: CMS301L

Case No. . . . : 1-05-000368

(Continued)

of call in seconds, inbound or outbound calls and calls made to or from [redacted]'s phone. On March 7, 2006, at 11:03 am, [redacted] made a call to the victim [redacted] which lasted 492 seconds (8 minutes and 2 seconds). The victim then returned the call at 11:16 am which lasted 6 seconds. The victim then made contact with [redacted] at 11:22 am for 877.2 seconds (14 minutes and 6 seconds). These sequences of calls were consistent with what the victim had described to me on the date of the intimidation. Immediately after speaking with the victim, [redacted] makes a call to Sarah Kellen, Epstein's assistant, which lasts for forty-eight seconds. A call is then immediately received, a telephone number registered to a Corporation affiliated with Jeffrey Epstein located at 457 Madison Ave in New York. An extensive computer check revealed 457 Madison Ave is a business address in which Epstein has his corporations assigned to. Epstein had corporation attorney, Darren Indyke, register the businesses and register himself as an agent. I also observed Epstein has his El Zorro Ranch Corporation, New York Strategy Group, Ghislaine Corporation, J Epstein and Company and the Financial Strategy Group registered to this same address. Finally, a third call is received by [redacted] at 12:02 pm from the same corporate number which lasts 12 minutes and 1 second. It should be noted that there is no further contact with either the victim during the month of March or April of 2006. I also noted that there was no further contact with Sarah Kellen or Jeffrey Epstein during the remainder of the month of March or April 2006.

On June 1, 2006, ASA Lana Belohlavek telephoned me to inform me of the meeting that occurred with Atty. Jack Goldberger and her reference this case. She advised she would make her determination on whether to file on this case or not by Monday June 5, 2006.

Inv Continues.

***** N A R R A T I V E # 46 *****
NA Reported By: RE CAREY, JOSEPH 7/12/06
Entered By.: ALTOMARO, NICKIE A. 7/12/06

On June 29, 2006, I had spoken to ASA Lana Belohlavic who informed me that the case would be sent to the Grand Jury for charges. She informed me that the grand jury would convene on July 19, 2006 to hear the Epstein case. Belohlavic stated State Attorney Barry Krisher made the determination to go the Grand Jury to hear the case.

On July 12, 2006, I spoke with Mrs. [redacted] mother of the victim, [redacted] who inquired about the status of the case. I explained to her that I was told we would be going to the Grand Jury during the week of July 19, 2006. She stated she had not been contacted as of yet by the State Attorney's Office for any information. I provided her with the telephone numbers to the State Attorney's Office.

Investigation continues...

***** END OF REPORT *****

EXHIBIT 40
(Filed Under Seal)

amazon.com

amazon.com Amazon.com
1850 Mercer Rd.
Lexington, KY 40511

Jeffrey Epstein
358 El Brillo Way
Palm Beach, Florida 33480
USA



rbrd57708/-3-/next/2436223 SORTExtFastTrack

Billing Address:
Jeffrey Epstein
358 El Brillo Way
Palm Beach, Florida 33480
USA

Shipping Address:
Jeffrey Epstein
358 El Brillo Way
Palm Beach, Florida 33480
USA

Your order of September 4, 2005 (Order ID 103-1737820-4508648)

Qty.	Item	Item Price	Total
IN THIS SHIPMENT			
1	SM 101: A Realistic Introduction Wiseman, Jay --- Paperback (** C-2**) 0963976389	\$16.47	\$16.47
1	SlaveCraft: Roadmaps for Erotic Servitude--Principles, Skills and Tools Baldwin, Guy --- Paperback (** C-2**) 1881943143	\$15.95	\$15.95
1	Training With Miss Abernathy: A Workbook for Erotic Slaves and Their Owners Abernathy, Christina --- Paperback (** C-2**) 1890159077	\$11.95	\$11.95
		Subtotal	\$44.37
		Shipping & Handling	\$24.46
		Order Total	\$68.83
		Paid Via Amex	\$68.83
		Balance due	\$0.00

This shipment completes your order.

<http://www.amazon.com>

Your Account

For detailed information about this and other orders, please visit Your Account. You can also print invoices, change your shipping address and payment settings, alter your communication preferences, and much more - 24 hours a day - at <http://www.amazon.com/your-account>

Returns Are Easy!

Visit <http://www.amazon.com/returns> to return any item - including gifts - in unopened or original condition within 30 days for a full refund (other restrictions apply). Please have your order ID ready.

Thanks for shopping at Amazon.com, and please come again!

amazon.com
and you're done.

6/rbrd57708/-3-/SORTExtFastTrack/next/2436223/0912-19:30/0911-19:45/inreed Box or Pad: BCLIB 12X9X2



GIUFFRE006581
CONFIDENTIAL

EXHIBIT 41
(Filed Under Seal)

Date 1995 NOV	Aircraft Make and Model	Aircraft Identification Mark	Points of Departure & Arrival		Miles Flown	Flight No.	Remarks, Procedures, Maneuvers, Endorsements	Number of Landings	Aircraft Category...		
			From	To					ACRABOM		
17	G1159B	N908JE	CMH	PBI		779	JE		2	0	
20	"	"	PBI	TEB		780	JE, AS		2	2	
21	"	"	TEB	PBI		781	JE, AS, EVA, CLANNY BABY, 1 FEMALE		2	4	
26	"	"	PBI	TEB		782	GM, MART GRAPPI, AS, ALAN C. ROBINSON, ALAN C. ROBINSON, EVA, CLANNY BABY, MANNY		2	4	
29	"	"	TEB	CMH		783	JE, SOPHIE BIDDLE, 3 MALES		1	3	
30	"	"	CMH	PBI		784	JE, SOPHIE BIDDLE	1/1	2	0	
DEC 3	"	"	PBI	TEB		785	JE, SOPHIE BIDDLE		2	2	
5	"	"	TEB	PBI		786	JE, AS		2	3	
1996 JAN	"	"	PBI	TEB		787	JE, GM, GWYNDALEEN BECK, ALAN C. ROBINSON, DAVID AMON		2	1	
4	"	"	TEB	PBI		788	JE, SOPHIE BIDDLE		2	5	
9	"	"	PBI	TEB		789	JE, AS, SOPHIE BIDDLE		2	3	
12	"	"	TEB	PBI		790	JE, GM, DEBORAH		2	5	
20	"	"	PBI	SAF		795	JE, GM	1/1	4	0	
21	"	"	SAF	LAX		796	JE, GM	1/1	2	0	
23	"	"	LAX	TEB		797	JE		4	4	
25	"	"	TEB	PBI		798	JE		2	3	
28	"	"	PBI	CMH		799	JE, GM	1/1	2	0	
28	"	"	CMH	TEB		800	JE, GM		1	0	
31	"	"	TEB	PBI		801	JE		2	3	
I certify that the statements made by me on this form are true.								Page Total	4/4	44	2
Pilot's Signature: <u>David Rodriguez</u>								Amount Forward	5823 5893	6558	6
								Total to Date	5823 5893	6602	8

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DEPOSITION
EXHIBIT
6-3-16 LAW

Date 19 <u>96</u> <u>FEB</u>	Aircraft Make and Model	Aircraft Identification Mark	Points of Departure & Arrival		Miles Flown	Flight No.	Remarks, Procedures, Maneuvers, Endorsements	Number of Landings	Aircraft Category--		
			From	To					AIROPLANE		
5	GIIS9B	N908JE	PBI	TNCM		802	JE, GM	1/1	24		
7	GIIS9B	"	TNCM	TEB		803	JE, GM	1/	40		
9	"	"	TEB	PBI		804	JE, GM, SHARON REYNOLDS		21		
12	"	"	PBI	TEB		805	JE, GM, SHARON REYNOLDS	1/1	21		
15	"	"	TEB	BCT		806	JIMMY CAYNE, MRS. CAYNE, AUSTIN WYNN WOODRICK, KACU REWOOD, SOPHIE BEADLE, JIM		24		
19	"	"	BCT	TEB		807	JIMMY CAYNE, MRS. CAYNE, AUSTIN WYNN WOODRICK, SOPHIE BEADLE, JIM	1/	23		
28	"	"	TEB	PBI		808	JE, GM, AS, SOPHIE BEADLE		22		
<u>MAR</u> 4	"	"	PBI	TEB		809	JE, GM, AS, SOPHIE BEADLE, MAREE		24		
8	"	"	TEB	PBI		810	JE, GM, AS, DEBORAH MAY, 1 FEMALE	1/1	26		
11	"	"	PBI	TEB		811	JE, GM, AS, CHRISTINE, 1 FEMALE		23		
15	"	"	TEB	PBI		812	JE, GM, AS, 1 FEMALE		21		
18	"	"	PBI	CMH		813	JE, GM, AS, CLARE HAZEL, 1 FEMALE	1/1	21		
18	"	"	CMH	TEB		814	JE, GM, AS		CONFIDENTIAL DR 000002		
22	"	"	TEB	PBI		815	JE, FRANKS, SOPHIE BEADLE, EVA, & 4 PAX		23		
24	"	"	PBI	TEB		816	JE, EVA, BOB, & 3 PAX		23		
26	"	"	TEB	VNY		817	JE		55		
29	"	"	VNY	SAF		818	JE		15		
<u>APR</u> 8	"	"	PBI	TEB		821	JE, GM, AS, EVA, GLENN, COLINA, NANA		21		
15	CESSNA 421B SIMULATOR INITIAL TRAINING						INSTRUMENT COMPETENCY REVIEW		10	0	
I certify that the statements made by me on this form are true.								Pages Total	6/4	538	
Pilot's Signature: <u>David Rodger</u>								Amount Forward	5806 6547	6602	8
								Total to Date	5832 6401	6656	6

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CONFIDENTIAL

Date 1996 MAY	Aircraft Make and Model	Aircraft Identification Mark	Points of Departure & Arrival		Miles Flown	Flight No.	Remarks, Procedures, Maneuvers, Endorsements	Number of Landings	Aircraft Category...	
			From	To					PER PLONG	
30	G1159B	N908JE	TEB	PBI		847	JE		2	0
JUN 2	"	"	PBI	TEB		848	JE, PAULA EBBERT, ALLISON, SHARON, JEFFANY	✓/✓	2	5
5	"	"	TEB	PBI		849	JE, ALLISON, CHERIE, COLINA	✓/✓	2	3
18	"	"	PBI	TEB		850	NO PASSENGERS JEM WAGBEN	✓/✓	2	2
19	"	"	TEB	PBI		851	JE, G.M.		2	1
24-27	"	SEMULATOR	SAV	SAV			RECURRENT TRAINING		6	0
JUL 9	"	N908JE	SAV	CMH		860	JE, G.M.	✓/✓	2	5
10	"	"	CMH	TEB		861	JE, G.M., IRA ZICKERMAN	✓/✓	1	2
12	"	"	TEB	MVY		862	JE	✓/✓	6	
12	"	"	MVY	TEB		863	JE		9	
12	"	"	TEB	PBI		864	JE, G.M.		2	4
15	"	"	PBI	TEB		865	JE, G.M.	✓/✓	2	3
16	"	"	TEB	PBI		866	JE, COLINA		2	CONFIDENTIAL DR 000004
17	"	"	PBI	SAV		867	OPS 1 INSPECTION	✓/✓	9	
AUG 3	"	"	SAV	GWR		868	OPS 1 INSPECTION	✓/✓	1	7
12	"	"	PBI	TEB		873	JE, G.M., ANDY, MANDY, RALPH	✓/✓	2	3
14	"	"	TEB	TVC		874	JE, G.M.	✓/✓	1	5
16	"	"	TVC	TEB		875	JE, G.M.	✓/✓	1	4
18	"	"	TEB	MVY		876	JE, DAVID ROTHMAN, ROLLETT TAYLOR 2 PAX	✓/✓	6	

I certify that the statements made by me on this form are true.

Pilot's Signature David Rodgier

Page Total	13/12	375
Amount Forward	5816/5611	67026
Total to Date	5851/5643	67401

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	3
2116	5458
2116	5462

Date 1946	Aircraft Make and Model	Aircraft Identification Mark	Points of Departure & Arrival		Miles Flown	Flight No.	Remarks, Procedures, Maneuvers, Endorsements	Number of Landings	Aircraft Category--	
			From	To					ASPLDNG	
AUG 18	G1159B	N908JE	MVY	TEB		877	IC, DAVID ROTHMAN, RELIEF SERVICE	1/1	9	
18	"	"	TEB	PBI		878	IC, CELINA MIDDLEFART	1/1	2	2
21	"	"	PBI	JAN		879	IC, GM, ROBIN PLANT	1/1	1	7
21	"	"	JAN	SAF		880	IC, GM, ROBIN PLANT	1/1	1	9
26	"	"	SAF	PBI		881	IC, GM, ROBIN PLANT	1/1	3	3
SEP 5	"	"	PBI	TEB		882	IC, GM	1/1	2	3
7	"	"	TEB	BEO		883	IC	1/1	6	
7	"	"	BEO	PVD		884	IC	1/1	3	
7	"	"	PVD	CMH		885	IC	1/1	1	5
8	"	"	CMH	DCA		886	IC, 1 MARG, 1 FEMALE	1/1	1	7
8	"	"	DCA	CMH		887	IC, JOAN GLENN, ALAN DERSHOWITZ	1/1	1	8
8	"	"	CMH	TEB		888	IC, ALAN DERSHOWITZ	1/1	1	1
9	"	"	TEB	BOS		889	IC, ALAN DERSHOWITZ	1/1	1	6
9	"	"	BOS	TEB		890	RETURN TO TEB	1/1	1	8
12	"	"	TEB	PBI		891	IC, CELINA MIDDLEFART	1/1	2	3
18	"	"	PBI	TEB		892	IC, GM	1/1	2	3
20	"	"	TEB	PBI		893	IC, GM	1/1	2	1
23	"	"	PBI	BEO		894	IC, GM	1/1	2	6
23	"	"	BEO	TEB		895	IC, GM	1/1	2	6

I certify that the statements made by me on this form are true.

Pilot's Signature

David Rodger

Page Total	16 / 15	286
Amount Forward	5859 / 5129	6746
Total to Date	5872 / 5658	6768

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2116 5

Date 1946 Nov	Aircraft Make and Model	Aircraft Identification Mark	Points of Departure & Arrival		Miles Flown	Flight No.	Remarks, Procedures, Maneuvers, Endorsements	Number of Landings	Aircraft Category...		
			From	To					Prop	Line	
15	G1159B	N908JE	CMA	PBI		918	IG, GM, CLAIR RUSS KIPES		2	1	
17	"	"	PBI	BED		919	IG, GM, EVA + GLENN DUBEN, BOBY, NANNY	1/	2	6	
17	"	"	BED	TEB		920	GM, EVA, GLENN DUBEN, BOBY, NANNY			6	
21	"	"	TEB	PBI		921	GM, IG, DIDIER CAZAU DUMEC, 2 ADULTS, DAVID ROTH, 2 CHILDREN		2	2	
28	"	"	PBI	LZU		922	IG, GM, 2 ADULTS, PAULA EPSTEIN	1/1	1	3	
28	"	"	LZU	PBI		923	IG, GM	1/1	1	2	
30	"	"	PBI	ABY		924	IG, GM	1/1	1	1	
30	"	"	ABY	LZU		925	IG, GM			5	
30	"	"	LZU	PBI		926	IG, GM, 2 ADULTS, PAULA EPSTEIN, MANNY + KAREN EPSTEIN		1	3	
Dec 2	"	"	PBI	TEB		927	IG, GM, MARK + KAREN EPSTEIN, 2 ADULTS, BOBY, GUYMONN BECK, 3D, ART SPY	1/1	2	3	
4	"	"	TEB	PBI		928	IG, DIDIER CAZAU DUMEC, GUYMONN BECK	1/1	2	3	
9	"	"	PBI	FTK		929	IG, GM, DIDIER CAZAU DUMEC	1/1	CONFIDENTIAL	DR_000007	
9	"	"	FTK	TEB		930	IG, GM, DIDIER, NATHAN MATHIEU, BRON	1/1	1	6	
12	"	"	TEB	PBI		931	IG, 2 ADULTS, PAT CAVING, EVA ROBIN, GLENN DUBEN, GUY'S NANNY		2	2	
20	"	"	PBI	TEX		932	IG, GM, GUYMONN BECK, ROBIN PLUMS	1/1	2	3	
23	"	"	TEX	PBI		933	IG, GM, GUYMONN BECK, ROBIN PLUMS	1/1	2	4	
1997 JAN 5	"	"	PBI	GWR		934	IG, GM, DUNLOU TRUMP, MARK EPSTEIN, GUY, GLENN, GLENN DUBEN, DIDIER	1/1	3	1	
11	"	"	GWR	TEX		935	IG, NATHAN MATHIEU, ALAN + ANNA DOUBSWEST, GLENN MATHIEU, GUY	1/1	2	3	
11	"	"	TEX	PBI		936	NO PASSENGERS - RETURN WITH 421	1/1		4	
I certify that the statements made by me on this form are true.								Page Total	13/8	33	9
Pilot's Signature: <i>David Rodgers</i>								Amount Forward	5886	6807	4
								Total to Date	3044	6841	3
									3655		

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Date 19 MAR	Aircraft Make and Model	Aircraft Identification Mark	Points of Departure & Arrival		Miles Flown	Flight No.	Remarks, Procedures, Manoeuvres, Endorsements	Number of Landings	Aircraft Category...	
			From	To					ADP/PLD	
10	G-1159B	N908JE	VNC	PBI		956	JG		4	
15	"	"	PBI	DCA		957	JG, CELINA MEDLEPORT	1/1	1	7
15	"	"	DCA	IAD		958	REPOSITION FOR CREW		2	
15	"	"	IAD	PBI		959	JG, CELINA MEDLEPORT		2	0
24	"	"	PBI	TEB		960	JG, GM, SUZANNA, JOEL PASHLOW, 1 female	1/1	2	3
27	"	"	TEB	PBI		961	JG, GM, DIDIER CAZADUMGE		2	1
30	"	"	PBI	SAF		962	JG, GM, PASHOR CAZADUMGE		3	7
APR 1	"	"	SAF	CMH		963	JG, GM, DC	1/1	2	4
2	"	"	CMH	TEB		964	JG, GM, DC		1	1
10	"	"	TEB	PBI		965	JG, DC, DONNA, 2 FEMALE, 1 MALE		2	2
15	"	"	PBI	DCA		966	JG, GM, DC, MANDY, GWYNETH BECK, REBECC, KATHLEEN	1/1	2	0
15	"	"	DCA	TEB		967	JG, DC, GWYNETH BECK, LYNN			
17	"	"	TEB	PBI		968	JG, GM, DC, EVA, GLENN, CELINA, JOEL PASHLOW, 2 FEMALE, GWYNETH BECK, REBECC, KATHLEEN	1/1	2	4
21	"	"	PBI	TEB		969	JG, DC, MANDY, LISA, 1 MALE	1/1	2	2
21	"	"	TEB	BEO		970	JG	1/1		5
21	"	"	BEO	TEB		971	JG			7
22	"	"	TEB	PBI		972	JG		2	3
27	"	"	PBI	TEB		973	JG, CELINA MEDLEPORT	1/1	2	4
MAR 30	"	"	TEB	EGGW		974	JG, GM	1/1	6	5
I certify that the statements made by me on this form are true.								Page Total	9/9	37/8
Pilot's Signature <u>David Rodger</u>								Amount Forward	5409 5662	6887/2
								Total to Date	5918 5671	6925/0

...and
SC1

CONFIDENTIAL DR_000009

211
211

Date 1997 MAY	Aircraft Make and Model	Aircraft Identification Mark	Points of Departure & Arrival		Miles Flown	Flight No.	Remarks, Procedures, Maneuvers, Endorsements	Number of Landings	Aircraft Category...	
			From	To					AIRPLANE	
5	G1159B	N908JE	EGGW	LSGG	975	JE	1/1	13		
5	"	"	LSGG	LFPB	976	JE	1/1	7		
6	"	"	LFPB	CYJT	977	JE, GM	1/1	56		
6	"	"	CYJT	TEB	978	JE, GM	1/1	22		
9	"	"	TEB	SAF	979	JE, GM, NADIA		39		
12	"	"	SAF	VNY	980	JE	1/1	15		
14	"	"	VNY	SAF	981	JE, SOPHIE BIDDLE	1/1	15		
15	"	"	SAF	DFW	982	JE, GM, SOPHIE BIDDLE, JACK ROBERTSON	1/1	12		
15	"	"	DFW	PBI	983	JE, SOPHIE BIDDLE	1/1	70		
23	"	"	PBI	JFK	984	REPOSITION TO JFK		22		
24	"	"	JFK	PBI	985	JE, CELINA MIDELEFORS, LINGER SOUTHGATE	1/1	CONFIDENTIAL DR_00010		
SUN 1	"	"	PBI	TEB	986	JE, MANDY	1/1	21		
5	"	"	TEB	PBI	987	JE, GM, DIOGER		24		
9	"	"	PBI	TEB	988	JE, GM	1/1	23		
21	"	"	TEB	MVY	989	JE, LYNN FORSTER, HEATHER MANN RUSS KIPPES	1/1	6		
21	"	"	MVY	PBI	990	JE, HEATHER MANN RUSS KIPPES		24		
23	"	"	PBI	CMH	991	JE, HEATHER RUSS KIPPES	1/1	21		
23	"	"	CMH	TEB	992	JE, RUSS KIPPES		11		
27	"	"	TEB	PBI	993	JE, GM RUSS KIPPES		21		

I certify that the statements made by me on this form are true.

Pilot's Signature David Rodriguez

Page Total	13/13	393
Amount Forward	5918	6925 0
Total to Date	5931	6964 3
	5684	

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2111

Date to JUL	Aircraft Make and Model	Aircraft Identification Mark	Points of Departure & Arrival		Miles Flown	Flight No.	Remarks, Procedures, Maneuvers, Endorsements	Number of Landings	Aircraft Category...	
			From	To					AD	PLANE
1	G1159B	N908JE	PBI	TEB		994	JG, GM, PAULA EPSTEIN	1/1	2	5
10	"	"	CMH	SAF		990	JG, DADLER	1/1	3	0
16	"	"	PBESOP	PBI		1005	JG, GM, PIPPER CAROL RUMEC		3	2
22	"	Simulator	DFW	HOU			Simulate - STEEP CLIMBS, VSO, VS, SET UPSET (WAKE TURBULENCE)		3	0
23	"	"	TEB	HBN			WINTER OPERATIONS ELECTRICALLY BRIDGE ENGINE, RTO		3	0
24	"	"	DFW	COS			WIND ALSEWING, HYDRAULICS EMERGENCY DESCENT, WIND SHAGG		3	0
13	C-421B	N908GM	ZOR- SAF	ZOR		57	4 TAKE OFF + LANDING	4/4	7	
15	"	"	ZOR	SAF		58		1/1	2	
1	"	"	SAF	ZOR		59	KIRSTY RODGERS	1/1	4	
9	G1159B	N908JE	PBI	TVC		1012	JG, GM	1/1	2	7
10	"	"	TVC	TEB		1013	JG, GM	1/1	1	5
13	"	"	TEB	PBI		1014	JG, GM		2	3
17	"	"	PBI	MVY		1015	JG, HEATHER MANN	1/1	2	5
17	"	"	MVY	TEB		1016	JG, HEATHER MANN	1/1	7	
20	"	"	TEB	SAF		1017	JG, CELENA, GLEN EVA, CELENA MADOLFART, DADLER		3	9
23	"	"	SAF	TEB		1018	JG, CELENA MADOLFART, DADLER, GLENN, EVA & CELENA DUBEN	1/1	3	5
24	"	"	TEB	FOK		1019	REPOSITION	1/1	5	
24	"	"	FOK	MVY		1020	JG, CELENA MADOLFART		4	
25	"	"	MVY	PBI		1021	JG, CELENA MADOLFART	1/1	2	6

I certify that the statements made by me on this form are true.

Pilot's Signature Darick Rodgers

Page Total	15/14	396
Amount Forward	5931	69643
Total to Date	5946	70039
	5698	

...and Class
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CONFIDENTIAL DR_000011

2116 5
2116 5

Date 1947 SEP	Aircraft Make and Model	Aircraft Identification Mark	Points of Departure & Arrival		Miles Flown	Flight No.	Remarks, Procedures, Manuevers, Endorsements	Number of Landings	Aircraft Category...		
			From	To					AIRPLANE		
1	G1159B	N908JE	PBI	TEB		1022	JG, HEATHER MANN	1/1	2	6	
2	"	"	TEB	CMH		1023	REPOSITION	1/1	1	2	
3	"	"	CMH	TEB		1024	STEVE & JUDY TUCKERMAN	1/1	1	2	
3	"	"	TEB	LFPB		1025	JG, JACK ROBERTSON STEVE & JUDY TUCKERMAN KEVIN & LINDA KAYE	1/1	6	6	
6	"	"	LFPB	LFMN		1026	JG, GM, BOB & ANNE GLENN, MARY TRUST, FLIGHT ATTENDANT, STEVE & JUDY	1/1	1	3	
7	"	"	LFMN	EGGW		1027	JG, GM	1/1	1	6	
12	"	"	EGGW	CYST		1028	JG, GM		5	5	
13	"	"	CYST	PBI		1029	JG, GM		4	3	
15	"	"	PBI	TEB		1030	JG, GM	1/1	2	3	
19	"	"	TEB	CMH		1031	JG, HEATHER MANN, DIPPER	1/1	1	2	
20	"	"	CMH	PBI		1032	JG, HEATHER MANN, DIPPER		CONFIDENTIAL DR_0000 2		
22	"	"	PBI	SAF		1033	JG, GM, DIPPER, CLARE HAZEL	1/1	3	6	
26	"	"	SAF	TEB		1034	SE, GM, DIPPER, DUC SHERIE AUGUST PENNY, JACK ROBERTSON, PASCAL	1/1	3	5	
28	"	"	TEB	PBI		1035	JG, GABRIELLE		2	4	
18	GIII	N883A	SAV	SAV			TEST FLIGHTS FOR NATHAN MYHR VOLD, SPARES ALL SYSTEMS CHECKED	1/1	2	0	
26	CESSNA 441	N908GM	Zak-SAF-ABQ-ABQ-Zak				CPI REVOLUTION PROG, ILS APPROACH, PDE APPROACH	4/4	1	9	
4	G1159B	N908JE	PBI	STL		1036	REPOSITION	1/1	2	2	
4	"	"	STL	PBI		1037	JG, GM		2	2	
12	"	"	PBI	TEB		1038	JG, HEATHER MANN	1/1	2	9	
I certify that the statements made by me on this form are true.								Page Total	16/13	50	4
Pilot's Signature <u>David Rodgers</u>								Amount Forward	5946	7003	9
								Total to Date	5962	7054	3
									5711		

...and Class
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2116
2116

GIUFFRE007066
CONFIDENTIAL

Date 19 <u>97</u> <u>Oct</u>	Aircraft Make and Model	Aircraft Identification Mark	Points of Departure & Arrival		Miles Flown	Flight No.	Remarks, Procedures, Maneuvers, Endorsements	Number of Landings	Aircraft Category...	
			From	To					ABRPANT	
17	G1159B	N908JE	TEB	PBI		1039	JE, GM, CLAIRE, EMMY, DEBBIE, 1 FEMALE	✓	2	5
21	"	"	PBI	TEB		1040	JE, GM, MANDY, EMMY, DEBBIE	✓	2	2
23	CESNA 441	N908GM	ZORRO	SAF		57	CURRENT REQUIREMENT	4/4		
24	"	"	TEB	BED		1041	JE, EMMY	✓		7
24	"	"	BED	PBI		1042	JE, EMMY	✓	2	6
27	"	"	PBI	TEB		1043	JE, GM, EMMY, TAYLER	✓	2	1
31	"	"	TEB	PBI		1044	JE, GM, ET, (GLEN, EVA), CELINA, JORDAN DUBIN + MANNY	✓	2	4
^{NOV} 2	"	"	PBI	SAF		1045	JE, GM, ET, 1 FEMALE		3	8
4	"	"	SAF	TEB		1046	JE, GM, ET, GARY & MARY KERNY	✓	3	4
7	"	"	TEB	JAX		1047	JE, LYNN FORESTER	✓	1	9
7	"	"	JAX	PBI		1048	JE	✓		7
8	C-421	N908GM	PBI	MIA		70	LARRY VISCOSI	✓	CONFIDENTIAL	DR_000013
24	G1159B	N908JE	PBI	TEB		1049	REPOSITION TO TEB	✓	2	3
24	"	"	TEB	SAF		1050	JE, ET	✓	3	9
25	"	"	SAF	PBI		1051	JE, ET	✓	3	0
29	"	"	PBI	TEB		1052	JE, DIDIER, CELINA, MIDDLEBART, JOE PAGANO, GENE			22
^{DEC} 6	"	"	TEB	PBI		1053	JE, GM, ET			22
9	"	"	PBI	TEB		1054	JE, GM, ET	✓	2	2
11	"	"	TEB	PBI		1055	JE, EVA, CELINA, JORDAN DUBIN + MANNY		2	5

I certify that the statements made by me on this form are true.

Pilot's Signature: *David Rodriguez*

Page Total	13 10	41	0
Amount Forward	5962 5711	7054	3
Total to Date	5975 5721	7095	3

211
211

Date 1997 DEC	Aircraft Make and Model	Aircraft Identification Mark	Points of Departure & Arrival		Miles Flown	Flight No.	Remarks, Procedures, Maneuvers, Endorsements	Number of Landings	Aircraft Category...		
			From	To					Airplane		
14	G1159B	N908JE	PBI	TEB		1056	JE, GLEN EVA, CELINA, JOR DAN DUBSON, MANNY, 2 FEMALES	1/1	2	1	
17	"	"	TEB	BCT		1057	JE, MANDY ELLISON, Gwendolyn Beck, WARREN SPENCER, JIMMY + MRS COYNE, ET		2	5	
17	"	"	BCT	PBI		1058	JE, MANDY ELLISON, Gwendolyn Beck, EMILY TAYLER			1	
19 98 JAN 3	"	"	PBI	TEB		1059	JE, GM, ET, GLEN DUBSON, JIMMY + MRS COYNE, WARREN WHITTEY, MARGARET WHITTEY		2	3	
8	"	"	TEB	SAP		1060	JE, GM, ET, DOUG SCHROETTLG	1/1	3	8	
10	"	"	SAP	PBI		1061	JE, GM, ET, DOUG SCHROETTLG	1/1	2	7	
13	"	"	PBI	TEB		1062	JE, GM, ET	1/1	2	3	
18	"	"	TEB	PBI		1063	JE, ET, 1 FEMALE		2	4	
20	"	"	PBI	TIST		1064	JE, GM, ET, Gwendolyn Beck, SHARON CLARKE	1/1	2	0	
25	"	"	TIST	TNCM		1065	JE, GM, ET, MELINDA LUNZ, SHARON CLARKE	1/1		4	
25	"	"	TNCM	TEB		1066	JE, GM, ET, M L, SC	1/1	4	2	
30	"	"	TEB	PBI		1067	JE	1/1	2	3	
31	"	"	PBI	JAX		1068	JE	1/1		8	
31	"	"	JAX	APF		1069	JE, ELLEN SPENCER	1/1		8	
31	"	"	APF	PBI		1070	JE, ELLEN SPENCER	1/1		4	
FEB 2	"	"	PBI	TEB		1071	JE, SOPHIE BIDDLE			2	
6	"	"	TEB	PBI		1072	JE, GM, ET, SOPHIE BIDDLE, EVA, GLEN TERSON, CELINA DUBSON	1/1	2	6	
9	"	"	PBI	TEB		1073	JE, GM, ET, CLAREE WATZKY, JORL PASHAN, VERONICA, ALAN DEASHOWITZ, MANDY, J DUBSON	1/1	2	4	
12	"	"	TEB	PBI		1074	JE, GM, JORL PASHAN, VERONICA PASHAN, ET, JEM + MRS COYNE, WARREN SPENCER	1/1		2	
I certify that the statements made by me on this form are true.								Page Total	14	38	9
Pilot's Signature <u>David Rodger</u>								Amount Forward	5975	7095	3
								Total to Date	5729	7134	2

CONFIDENTIAL DR_000014

GIUFFRE007068
CONFIDENTIAL

CONFIDENTIAL DR_000015

Date 1991 DEC	Aircraft Make and Model	Aircraft Identification Mark	Points of Departure & Arrival		Miles Flown	Flight No.	Remarks, Procedures, Manoeuvres, Endorsements	Number of Landings	Aircraft Category...		
			From	To					Airplane		
14	G1159B	N908JE	PBI	TEB		1056	JE, ELLEN, EVA, CELINA, JORDAN DUBON MOUNT, 2 FEMALES	1/1	2	1	
17	"	"	TEB	BCT		1057	JE, MANDY ELLISON, GWENDOLYN Beck, WARREN SPENCER, JIMMY + MRS COYNE, CT		2	5	
17	"	"	BCT	PBI		1058	JE, MANDY ELLISON, GWENDOLYN Beck, EMMY TAYLER			1	
1998 JAN 8	"	"	PBI	TEB		1059	JE, GM, ET, GLEN DUBIN, JIMMY + MRS COYNE, WARREN SPENCER, MARGARET WRIGHT		2	3	
8	"	"	TEB	SAF		1060	JE, GM, ET, DOUG SCHOETZLE	1/1	3	8	
10	"	"	SAF	PBI		1061	JE, GM, ET, DOUG SCHOETZLE	1/1	2	7	
13	"	"	PBI	TEB		1062	JE, GM, ET	1/1	2	3	
18	"	"	TEB	PBI		1063	JE, ET, 1 FEMALE			2	
20	"	"	PBI	TIST		1064	JE, GM, ET, GWENDOLYN Beck, SIMONE CLARKE	1/1	2	0	
25	"	"	TIST	TNCM		1065	JE, GM, ET, MELINDA LUNZ, SIMONE CLARKE	1/1		4	
25	"	"	TNCM	TEB		1066	JE, GM, ET, ML, SC	1/1	4	2	
30	"	"	TEB	PBI		1067	JE	1/1	2	3	
31	"	"	PBI	JAX		1068	JE	1/1		8	
31	"	"	JAX	APF		1069	JE, ELLEN SPENCER	1/1		8	
31	"	"	APF	PBI		1070	JE, ELLEN SPENCER	1/1		4	
5	"	"	PBI	TEB		1071	JE, SOPHIE BIDDLE		2	2	
6	"	"	TEB	PBI		1072	JE, GM, ET, SOPHIE BIDDLE, EVA, CELINA, JORDAN, CELINA TOUBEN	1/1		2	
9	"	"	PBI	TEB		1073	JE, GM, ET, CLARE HAZLEY, JOEL PASHCO, 1 FEMALE, ALAN DEANWORTH, MANDY + MRS COYNE	1/1		2	
12	"	"	TEB	PBI		1074	JE, GM, JOEL PASHCO, WARREN SPENCER, CT, JIM + MRS COYNE, WARREN SPENCER	1/1		2	
I certify that the statements made by me on this form are true.								Page Total	14	38	9
Pilot's Signature: <i>David Rodger</i>								Amount Forward	575	7095	3
								Total to Date	572.9	7134	2
									572.9		

GIUFFRE007069
CONFIDENTIAL

Date 10-18-18 RFB	Aircraft Make and Model	Aircraft Identification Mark	Points of Departure & Arrival		Miles Flown	Flight No.	Remarks, Procedures, Maneuvers, Endorsements	Number of Landings	Aircraft Category...	
			From	To					AIRPLANE	
1	C172	N75RR	LNA-F45	LNA			CHECKOUT IN CESSNA 172	5/5	8	
7	C172	N75RR	LNA-X10	PBI-LNA			CHARIS WAGNER, HOOD SOL, CONTAINS NEARBY ON COLMS, TURNS TO A NEARBY, UNUSUAL DISTANCE	3/3	2	0
14	G1159B	N908JC	PBI	SAF	1075		JE, GM, ET	1/1	3	9
15	"	"	SAF	LAS	1076		JE	1/1	1	3
15	"	"	LAS	VNY	1077		JE	1/1		7
18	"	"	VNY	MRY	1078		JE, BOB, KET, 3 FEMALES, 1 MALE			8
21	"	"	MRY	SAF	1079		JE		1	5
22	"	"	SAF	TEB	1080		JE, GM, ET	1/1	3	3
27	"	"	TEB	DCA	1081		JE, ET, GWENDOLYN BECK	1/1		6
27	"	"	DCA	TIST	1082		JE, GWENDOLYN BECK		3	2
28	"	"	TIST	PBI	1083		JE, GM, ET, GD, GARY KERNICK	1/1	2	7
4 ^{OK}	C424	N908GM	PBI	AVO		CHARIS WAGNER	RADIO COMMUNICATIONS, PSS, PILOTAGE, FLIGHTS PLANS, VOR NAVIGATION, RABBIT	1/1		7
4	C421	"	AVO	LEE			CHARIS WAGNER, CLASS A CLEARANCE, VOR NAVIGATION, ADF, DEBRIEF	1/1		7
4	"	"	LEE	PBI			RADAR SERVICES, ARTCC, CLASS B CLEARANCE		1	0
11	"	"	PBI	AVO			CHARIS WAGNER - XC BRN 10000, PILOTAGE, RABBIT	1/1		8
11	"	"	AVO	PBI			CHARIS WAGNER - VOR NAVIGATION, CONSTRUCTION OPERATIONS	1/1		8
12	"	"	PBI	EYW			CHARIS WAGNER - RABBIT PILOTAGE, PILOTAGE, TOWER, LUCKY + 1	1/1		1
12	"	"	EYW	PBI			CHARIS WAGNER - VOR, NIGHT OPS, 5 INITIAL			0
20	G1159B	N908JC	PBI	PBI	1084		TEST FLIGHT AFTER OPS	1/1		4

I certify that the statements made by me on this form are true.

Pilot's Signature: David Rodden

Page Total	20	27	3
Amount Forward	5989	7134	2
Total to Date	6009	7161	5

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GIUFFRE007070
CONFIDENTIAL

Date to MAR	Aircraft Make and Model	Aircraft Identification Mark	Points of Departure & Arrival		Miles Flown	Flight No.	Remarks, Procedures, Maneuvers, Endorsements	Number of Landings	Aircraft Category...	
			From	To					Basic	Advanced
23	G1159B	N908JE	PBI	TEB		1085	JE, GM, EVA (ADMISSION, COLLUSION) JEREMY DUBOIS, NANNY, 1 MIND	1/1	2	2
25	"	"	TEB	SAF		1086	JE, GM, ET		4	4
27	"	"	SAF	PBI		1087	JE, GM, DAUG SHOETLE, ET	1/0	2	4
31	C172	NS189B	LNA	LNB			CHECK OUT INCESSNA FL	3/3		8
31	"	"	LNA-PBI-LNA				CHARS WAGNER - 3 EMERGENCY LANDINGS, NIGHT REQUISITIONS RECURSIONS, TRIP/DIX AT SIMCON		1	3
16	C421	SEMULATOR					EMERGENCY PROCEDURES			
17	"	"					EMERGENCY PROCEDURES			
18	"	"					INSTRUMENT COMPETENCY CHECK			
APR 5	G1159B	N908JE	PBI	TEB		1088	JE, HEATHER MITCHELL, BRAD MITCHELL 1 FEMALE, MELINDA LUNZ	1/1	2	5
6	"	"	TEB	W47		1089	JE, 2 FEMALES (PERRY FORMS)	1/1		7
6	"	"	W47	RIK		1090	JE, PAUL MELLON, 2 FEMALES CAROLYN	1/1		5
6	"	"	RIK	W47		1091	JE, PAUL MELLON, 2 FEMALES	1/1		4
6	"	"	W47	TEB		1092	JE, 2 FEMALES	1/1		7
9	"	"	TEB	BEO		1093	JE, OLIVER SACHS	1/1		6
9	"	"	BEO	TEB		1094	JE, OLIVER SACHS, ROBIN			9
9	"	"	TEB	PBI		1095	JE, GM, GLEN, EVA, CARMEN, SARDIN, DUBOIS JEFF SCHWARTZ, WETE, 2 FIDS		2	3
11	C172	N75RR	LNA-FXC	LNA		1096	CHARS WAGNER - 3000 FT, VOR, COMPLETED DIRECT, GADGETS PROCEDURE	2/2		12
16	G1159B	N908JE	MYNN	MYNN		1096	JE (MET PRICES, SARA REQUISITION ON THE GROUND)	1/1		6
16	"	"	MYNN	PBI		1097	JE	1/1		6

CONFIDENTIAL DR_000017

I certify that the statements made by me on this form are true.

Pilot's Signature: David Rodgers

Page Total	15	22	6
Amount Forward	6084	5748	7161
Total to Date	6024	5762	7184

GIUFFRE007071
CONFIDENTIAL

Date 10/30 1982	Aircraft Make and Model	Aircraft Identification Mark	Points of Departure & Arrival		Miles Flown	Flight No.	Remarks, Procedures, Maneuvers, Endorsements	Number of Landings	Aircraft Category...	
			From	To					A	B
17	G1159B	N908JE	PBI	PBJ		1098	RE-INSPECTION FOR GPS APPROACHES	1/1	1	0
17	C421	N908GM	PBI	X21			CHRIS WAGNER - PASTY, KRISTY, LAURE CONROUT AIRPORT OPERATIONS	1/1		9
17	C421	"	X21	TIK			SAME AS ABOVE	1/1		1
17	"	"	TIK	CRG			KRISTY RODGERS, PASTY S/L, CLIMB, DESCENDS TURNS	1/1		6
18	"	"	CRG	LAL			PASTY RODGERS, KRISTY S/L, CLIMB, DESCENDS, TURNS	1/1		8
18	"	"	LAL	PBI			CHRIS WAGNER, LAURE, KRISTY, PASTY VOR, DEWAGE, RABEALS, RIDGE COMM.	1/1	1	1
19	G1159B	N908JE	PBZ	CMH		1099	JE, CLAIR HAZEL, I COMPLE	1/1	2	0
20	"	"	CMH	LUK		1100	JE, GINGER, MANDY LANE	1/1		3
20	"	"	LUK	TEB		1101	JE, GINGER, MANDY LANE	1/1	1	2
24	"	"	TEB	PBI		1102	JE, GM, COO'S BRUNT, ET, LINDA	1/1	2	2
25	C172	N7SRR	LNA-PBI-LA/A				CHRIS WAGNER - NO FLAP APPROACH EMERGENCY PROCEDURES - LNA/L	4/4	1	0
25	"	"	LNA	LNA			SHARV, SPT, RESCUE TAKE OFF, EMERGENCY LANDING - THRES WAGNER	6/6		8
26	"	"	LNA-PBJ	LNA			WAFER PATTERN, EMERGENCY LANDING, CLASS C OPERATIONS	5/5		9
26	G1159B	N908JE	PBI	TEB		1103	JE, GM, ET	1/1	2	3
MAY	"	"	TEB	PBI		1104	JE, GM, ET, GLEN DUBIN, JORDAN, CELINA, MANNY	1/1	2	5
1	C172	N7SRR	LNA-PBJ-LNA				SHARV & SPT'S FEELING GEN. IL, EMERGENCY LANDING, TBS, CLASS C CIRCULATION	11/11	1	5
3	G1159B	N908JE	PBI	TEB		1105	JE, GM, ET, MANDA, CELINA, GLEN JORDAN, MANNY, GLEN DUBIN, CELIA	1/1	2	3
5	"	"	TEB	BCD		1106	JE, PASTY	1/1		6
5	"	"	BCD	TEB		1107	JE, RUBEN, STEVEN			7

CONFIDENTIAL DR_000018

I certify that the statements made by me on this form are true.

Pilot's Signature *David R. ...*

Page Total	40	72	9
Amount Forward	6024	7184	1
Total to Date	6024	7206	10

GUPFRE007072
CONFIDENTIAL

Date 19 ⁹⁸ MAY	Aircraft Make and Model	Aircraft Identification Mark	Points of Departure & Arrival		Miles Flown	Flight No.	Remarks, Procedures, Maneuvers, Endorsements	Number of Landings	Aircraft Category...	
			From	To					Fixed	Rotary
7	G1159B	N908JC	TEB	PBI		1108	JC, ET		2	3
9	"	"	PBI	TEST		1109	JC, ET, SHERRIE, CLARE HAZEL	✓	2	0
11	"	"	TEST	TEB		1110	JC, GM, ET, CLARE HAZEL, CHOE KANG	✓	3	7
15	"	"	TEB	PBI		1111	JC, MANDY ELLISON	✓	2	0
17	"	"	PBI	TEB		1112	JC	✓	2	4
18	"	"	TEB	MOW		1113	GM, ET, SHANNON HOADY, ALBERTO PRATO, 1 MALE	✓	1	6
18	"	"	MOW	SAF		1114	GM, ET, JC, SHANNON, ALBERTO, 1 MALE		2	5
20	"	"	SAF	LAX		1115	JC, GM, ET, ALBERTO, PASQUALE, 1 MALE	✓	1	7
20	"	"	LAX	TEB		1116	GM, ET, ALBERTO, 1 MALE	✓	4	5
JUN 4	"	"	TEB	PBI		1117	JC, MANDY ELLISON, 1 FEMALE	✓	2	2
8	"	"	PBI	TEB		1118	JC, CHUCK DOWN BUCK, 1 FEMALE	✓	2	5
12	"	"	TEB	TEST		1119	JC, GM, ET, CLARE HAZEL, MELANIE SERRAVALLO	✓	3	0
15	"	"	TEST	JFK		1120	JC, GM, ET, CLARE HAZEL, MELANIE SERRAVALLO	✓	4	3
18	"	"	JFK	PBI		1121	JC, GM, LYNN GUSTANILLA SPRUE DRAWS		2	0
21	"	"	PBI	TEB		1122	JC, RAUND ELLISON, LYNN GUSTANILLA GARY ROXBURGH	✓	2	5
23	"	"	TEB	BEO		1123	JC GARY ROXBURGH	✓		7
23	"	"	BEO	TEB		1124	JC, HENRY ROSENKY GARY ROXBURGH	✓	1	2
26	"	"	TEB	PBI		1125	JC, GM, MELANIE LUNTZ GARY ROXBURGH	✓	2	6
TOTAL AT BOTTOM OF PAGE						REPORT TO INSURANCE		COMPANY		

CONFIDENTIAL DR_000019

I certify that the statements made by me on this form are true.

Pilot's Signature *David Robinson*

Page Total	15	437
Amount Forward	6056	7206.9
Total to Date	6079	7743.9

GIUFFRE007073
CONFIDENTIAL

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Date 19 48 AUG	Aircraft Make and Model	Aircraft Identification Mark	Points of Departure & Arrival		Miles Flown	Flight No.	Remarks, Procedures, Maneuvers, Endorsements	Number of Landings	Aircraft Category...	
			From	To					Approved	GLIDER
3	G1159B	N908JE	PBI	TEB		1136	JE, GM, ADAM, GMMY, RON	1/1	2	5
4	"	"	TEB	HTO		1137	JE, MELANEE STARVCS	1/1		7
4	"	"	HTO	QQU		1138	NO PASSENGERS	1/1		5
4	"	"	QQU	TEB		1139	JE	1/1	1	1
5	"	"	TEB	BEO		1140	JE	1/1		8
5	"	"	BEO	MVY		1141	JE	1/1		5
5	"	"	MVY	TEB		1142	JE	1/1	1	0
6	"	"	TEB	CMH		1143	JE	1/1		13
6	"	"	CMH	TEB		1144	JE	1/1		13
7	"	"	TEB	TVC		1145	JE, GM, ET, MCELVAN LUISZ			18
11	"	"	TVC	TEB		1146	JE, GM, ET	1/1		15
13	"	"	TEB	PBY		1147	JE, GM, ET, PAULA EPSTEIN			24
17	"	"	PBI	TEB		1148	JE, GM, ET	1/1		25
21	"	"	TEB	SAF		1149	JE, GM, ET, ADAM PERRY LAND	1/1		36
24	"	"	SAF	ASE		1150	JE	1/1		8
22	SCHWE SP34	N4424G	OEO	OEO			T.O. + TOW ASSISTED, STRIKES, GAMES, TULIP, THERMALS, X-COUNTRY COUNSEL			9
25	G1159B	N908JE	ASE	VNY		1151	JE, JOE PAGANO, GINCH DRYN BOCK	1/1		19
29	"	"	VNY	PBE		1152	JE	1/1		49
9-1	"	"	PBI	TEB		1153	JE, GM	1/1		24

CONFIDENTIAL DR_000021

I certify that the statements made by me on this form are true.

David Pridmore

Page Total	15/14	31	7	9
Amount Forward	6122	7273	8	
Total to Date	6734	7305	5	9

GIUFFRE007075
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CONFIDENTIAL

Date 1998	Aircraft Make and Model	Aircraft Identification Mark	Points of Departure & Arrival		Miles Flown	Flight No.	Remarks, Procedures, Maneuvers, Endorsements	Number of Landings	Aircraft Category...	
			From	To					PIPER	GLIDER
9-4	G1159B	N908JE	TEB	TEB		1157	JE, GM, ET	✓	3	9
4	"	"	TEB	PBI		1155	JE, GM, ET	✓	2	5
8	"	"	PBI	TEB		1156	JE, GM, ET, MANNY ELISEN	✓	2	7
13	"	"	TEB	SAF		1157	JE, GM, ET, ALBERTO + LEONARDO PINTO	✓	4	0
9/15	GROB 103HA	N307BG	OEB	CC			TOWARD THE THERMALING			
9/15	G103HA	N307BG	OEB	CC			UNASSISTED T.O.L. - THERMALING STALL			3
9/15	G103HA	N307BG	OEB	CC			UNASSISTED T.O.L. - THERMALING			4
9/15	G103HA	"	"	CC			UNASSISTED T.O.W. - CHANDING IN CDFR X WIND ET			5
9/15	"	"	"	CC			UNASSISTED T.O.W. CHANDING - THERMALING STALL, UNASSISTED STALL			5
9/15	"	N307BG	"	CC			ATTENTION TOW			6
9/15	"	N307BG	"	CC			ATTENTION TOW			3
1/7	G1159B	N908JE	SAF	ASC		1158	JE, ET	✓	6	
19	"	"	ASC	IAD		1159	JE, ET, LARRY SUMMERS, GUYTON UNASSISTED STALL	✓	3	0
19	"	"	IAD	TEB		1160	JE, ET, GUYTON DEWY BECK		6	6
25	"	"	TEB	DCA		1161	JE, LYNN FORESTER	✓	7	7
25	"	"	DCA	IAD		1162	REPOSITION FOR CURSEW		1	7
25	"	"	IAD	TEB		1163	JE, LYNN FORESTER		7	7
26	"	"	TEB	PBI		1164	JE, GM	✓	2	1
06/1	"	"	PBI	TEB		1165	JE, ET, LUBA, DARA	✓	2	2

CONFIDENTIAL DR_000022

James M. Miller
LTS/161835
5/25/00

I certify that the statements made by me on this form are true.

Pilot's Signature: *David Peterson*

Page Total	8/6	22	9	2	4
Amount Forward	6138	7305	5	9	
Total to Date	6146	7328	14	3	3

GIUFFRE007076
CONFIDENTIAL

Date 19 <u>98</u> Oct	Aircraft Make and Model	Aircraft Identification Mark	Points of Departure & Arrival		Miles Flown	Flight No.	Remarks, Procedures, Maneuvers, Endorsements	Number of Landings	Aircraft Category...	
			From	To					APPROX	GLIDER
6	G-1159B	N908JC	TEB	BED		1166	JC, RHONDA SHERNER	1/1	6	
6	"	"	BED	TEB		1167	JC, RHONDA SHERNER + WYBRAND		7	
9	"	"	TEB	OCA		1168	JC, ET, ADAM PERRY LANG	1/1	7	
9	"	"	DCA	PBI		1169	JC, GM, ET, AP		20	
12	"	"	PBI	TEB		1170	JC, GM, ET, AP	1/1	23	
15	"	"	TEB	PBI		1171	JC, SOPHIE BEEDLE		21	
19	"	"	PBI	TEB		1172	JC, SOPHIE BEEDLE	1/1	22	
21	"	"	TEB	BED		1173	JC	1/1	6	
21	"	"	BED	TEB		1174	JC, ALAN PERSHOWITZ	1/1	8	
23	"	"	TEB	PBI		1175	JC, GM, ET, GWYNDOLYN BEAR	1/1	23	
7	"	"	PBI	TEB		1176	NO PASSENGERS	1/1	23	
7	"	"	TEB	PBI		1177	JC		23	
10	"	"	PBI	TEB		1178	JC	1/1	25	
14	"	"	TEB	TEST		1179	JC, ET, CLARE HAZEL FRANCIS	1/1	32	
15	"	"	TEST	PBI		1180	JC, GM, CLARE HAZEL, ET, FRANCIS	1/1	24	
16	"	"	PBI	CMH		1181	JC, GM, ET, CLARE HAZEL, FRANCIS	1/1	20	
16	"	"	CMH	TEB		1182	JC, GM, ET, FRANCIS	1/1	11	
20	"	"	TEB	TEST		1183	JC, GM, ET, AP	1/1	33	
1	C421B	N408GM	PBI	WASH DC - PBI				3/3	10	

CONFIDENTIAL DR_000023

I certify that the statements made by me on this form are true.

Pilot's Signature David Robinson

Page Total	16/12	34	4	
Amount Forward	6146	7323	4	33
Total to Date	6162	7362	8	33

GIUFFRE007077
CONFIDENTIAL

Date Mo/Yr NW	Aircraft Make and Model	Aircraft Identification Mark	Points of Departure & Arrival		Miles Flown	Flight No.	Remarks, Procedures, Maneuvers, Endorsements	Number of Landings	Aircraft Category...		
			From	To					PROP	GLIDER	HELICOPT
26	G-1159B	N908JG	TEST	PBI		1184	JG, GM	✓	2	5	
29	"	"	PBI	TGB		1185	JG, GM, MARY PATSON, LINDA FOSTER, V-2 300, GUN, A, B, C, D, E, F, G, H, I, J, K, L, M, N, O, P, Q, R, S, T, U, V, W, X, Y, Z	✓	2	5	
30	"	"	TGB	PBI		1186	JG, ALEXIA	✓	2	2	
30	"	"	PBI	TEST		1187	JG, SCOTTIE BIDDLE	✓	2	3	
30	"	"	TEST	SAV		1188	OPS 2 INSPECTION	✓	3	0	
31	"	"	SAV	PBI		1189	OPS 2 COMPLETED			9	
1/1/19	"	"	PBI	TEST		1190	RESETION	✓	2	1	
1	"	"	TEST	PBI		1191	JG, GM	✓	2	5	
4	"	"	PBI	TGB		1192	JG, GM, MARY PATSON, MANDY RUBIN, GUN, MARGARET	✓	2	2	
9	"	"	TGB	ABY		1193	JG, ALEXIA	✓	2	5	
10	"	"	ABY	SAF		1194	JG, ALEXIA	✓	3	0	
12	"	"	SAF	VNY		1195	JG, ALEXIA	✓	1	6	
15	"	"	VNY	PBI		1196	JG, TEAM LUKE		4	2	
19	"	"	PBI	TEST		1197	JG, GM, ET	✓	2	1	
24	"	"	TEST	TGB		1198	JG, GM, ET, UGA, CALIPIN, A, B	✓	3	6	
29	"	"	TGB	PBI		1199	JG, GM, ET, A, B, C, D, E, F, G, H, I, J, K, L, M, N, O, P, Q, R, S, T, U, V, W, X, Y, Z	✓	2	3	
30	G-1159B	N908JG	PMP - PBI	PMP		1	SEE MANEUVER INDEX A, B				1 ?
1/20	G-1159B	N908JG	PBI	TGB		20	JG, GM, ET, A, B, C, D, E, F, G, H, I, J, K, L, M, N, O, P, Q, R, S, T, U, V, W, X, Y, Z	✓	2	5	
2	206BB	SAPK	PMP	PMP		2	A, E				8

CONFIDENTIAL DR_000024

I certify that the statements made by me on this form are true.
 Pilot's Signature: David Redox

Page Total	14/8	42	0		2	0
Amount Forward	6162 5892	732	8	3	3	
Total to Date	6176 5892	7404	8	3	3	2

GIUFFRE007078
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CONFIDENTIAL DR_000025

Date 189 Feb	Aircraft Make and Model	Aircraft Identification Mark	Points of Departure & Arrival		Miles Flown	Flight No.	Remarks, Procedures, Maneuvers, Endorsements	Number of Landings	Aircraft Category...		
			From	To					Prop	General	Private
3	206B3	59PH	PMP	PMP		3	A, E, F				
4	"	"	"	"		4	A, E - Full controls				
5	G-1159B	N908JE	TEB	PBI		1201	JG, GM, ET, MELINDA WATZ, STANLEY, MELINDA WATZ, CLARE HARLEN	1	2	1	
02/05	206B3	59PH	PMP	PMP		5	A, E - Advanced maneuvers				
02/06	206B	59PH	PMP-PBI	PMP		6	A-E / start of C & D				
02/07	"	"	"	"		7	A-IT				
7	G-1159B	N908JE	PBI	TEB		1202	JG, GM, ET, MELINDA WATZ, MELINDA WATZ, IFCOM		2		
9	"	"	TEB	TEST		1203	JG, GM, ET, PMP, PRINCE ADRIAN, STANLEY WATZ		3	3	
12	"	"	TEST	PBI		1204	JG, GM, ET, PMP, PRINCE ADRIAN, STANLEY WATZ, CLARE HARLEN, MELINDA WATZ	1	2	6	
13	206B3	59PH	PMP-LCL	PBI-PMP			A-E / start of C				
02.15	BH206B2	N7010H	VNY	PRU VNY			REVIEWED A-E, D, H, J, V	5		2	
14	G-1159B	N908JE	PBI	SAF		1205	JG, GM, LADNE KALSON	1/1	3	6	
15	"	"	SAF	VNY		1206	JG	1/1	1	6	
16	B206B2	N7010H	VNY -	PRU - VNY			TRANS. PORTLAND, MEADOWS, OLE HAZEL, HUNTER, BEAR, TONY, ALPARD, CHANGES			1	
17	G-1159B	N908JE	VNY	MRY		1207	JG + J	1/1		7	
20	"	"	MRY	SAF		1208	JG	1/1		9	
21	"	"	SAF	TEB		1209	JG, GM, JENNIFER, SHARON, KLEINSTEIN	1/1		3	
24	"	"	TEB	PBI		1210	JG, ET, GVA, COLON, JORDAN, NANNY, HEDRICK, TO AME			2	
26	206B3	500JA	PMP	PMP			REVIEWED A-F, D, H, J, V			1	

I certify that the statements made by me on this form are true.

Pilot's Signature: David Rodax

Page Total	7/5	23	8		
Amount Forward	6176	5892	7404	8	33 20
Total to Date	6183		7428	6	3 71 13 2

GIUFFRE007079
CONFIDENTIAL

Date 19 <u>93</u>	Aircraft Make and Model	Aircraft Identification Mark	Points of Departure & Arrival		Miles Flown	Flight No.	Remarks, Procedures, Maneuvers, Endorsements	Number of Landings	Aircraft Category...		
			From	To					Fixed Wing	GLIDER	HELICOPTER
27	206L3	N500JA	PMP	PMP			A-F, J, M, + V / Demo - N				13
03/21	206L3	500JA	PMP	PMP			C, D, M, + V				11
3/1	206B2	N70PH	PMP-LNA-PBE-PMP				ENG TRAINING, INCLD - BEE				41
03/02	206L3	500JA	PMP	PMP			N, H, + J				18
03/02	206L3	500JA	PMP-PBI-PMP				A-F				10
03/04	206L3	500JA	PMP-PBI-BAT-PMP				A, H (Pre-solo prep)				15
03/05	206L3	500JA	PMP-PBI-LNA-PMP				A, H (Pre-solo prep)				16
03/06	206L3	500JA	PMP-PBI-LNA-PMP				Finished prep / 1st solo at PMP				11
3/7	G-1159B	N908JC	PBI	TEB	1211		IG, GM, GT, MELNDA LUNT, NEX 3 CARS	✓	25		
3/13	PA28-161	NS10PU	JVY	GRD			JOINTMAN AND ATC CLEARANCE AND PROCEDURES RIGHT BY RETURN TO EMERGENCIES	✓	42		
3/13	PA28-161	NS10PU	GRD	ORL			NAVIGATION SYSTEMS, PARTIAL PANEL, ATC COMMUNICATION, ILS APPROACH, ILS, ALTIMETER TABLES, PATTERN	✓	48		
3/16	206L3	500JA	PMP	PMP				✓	48		
3/17	C421B	N908GM	PBE	EYW			IDENTIFICATION MARK, VMC, VIS, CROSS, POSITIONING NAVIGATION, MULTISTAGE OPERATIONS	✓	15		19
3/17	C421B	N908GM	EYW	PBE			JOINTMAN AND ATC CLEARANCE AND PROCEDURES RIGHT BY RETURN TO EMERGENCIES	✓	25		
3/18	PA28-161	NS10PU	DRL	DBN			JOINTMAN AND ATC CLEARANCE AND PROCEDURES RIGHT BY RETURN TO EMERGENCIES	✓	40		
3/19	PA28-161	NS10PU	DBN	JVY			JOINTMAN AND ATC CLEARANCE AND PROCEDURES RIGHT BY RETURN TO EMERGENCIES	✓	45		
3/21	G1159B	N908JC	TEST	TEB	1214		JEFFREY, DEBBY CRANG, CLEMENTINE HAMBRO, ELLIOT ROBERT	✓	42		
3/23	206L3	500JA	PMP-2IS	SCA PMP			DUAL CROSS COUNTRY				23
3/23	206L3	500JA	PMP	PMP			B/C/D				14

CONFIDENTIAL DR_000026

I certify that the statements made by me on this form are true.

Pilot's Signature David Rodigan

Page Total	7/4	282		191
Amount Forward	6183	74286	33	132
	5897			
Total to Date	6190	74564	33	223

GIUFFRE007080
CONFIDENTIAL

Date 19 <u>99</u> mm	Aircraft Make and Model	Aircraft Identification Mark	Points of Departure & Arrival		Miles Flown	Flight No.	Remarks, Procedures, Maneuvers, Endorsements	Number of Landings	Aircraft Category--		
			From	To					PLANE	GLIDER	HELICO
3/23	206L3	500JA	PMP-NOV	PMP		12				16	
3/24	206L3	500JA	PMP-SUA	2IS-AMP		SOLO CROSS COUNTRY				21	
3/24	206L3	500JA	PMP-YS	1-PMP		SOLO CROSS COUNTRY				15	
3/25	G1159B	N908JC	TEB	PBE		1215 JC, CF, CP, CVA, WLBNA, JOLINA, NANA 2 FEMMES		2	5		
3/26	206L3	500JA	PMP-LNA	PMP		SOLO LOCAL				20	
3/26	206L3	500JA	PMP-PHC	PMP		P, Q				16	
3/27	G1159B	N908JC	PBE	TEST		1216 JC, ET, AP, 2 FEMMES		1/1	2	8	
3/29	"	"	TEST	PBE		1217 SHELLEY AND LEWIS TEMPORARY KATHRYN GRANT		1/1	2	9	
3/30	"	"	PBE	TEB		1218 REGISTRATION TO TEB		1/1	2	5	
3/31	"	"	TEB	TEST		1219 GM, ALBERTO + LINDA PIERO PIRELLA MUGNIEB, CRISTINA VERONICA		1/1	3	3	
3/31	"	"	TEST	PBE		1220 JC, GM, ALBERTO, LEON, ET, AP PIRELLA MUGNIEB, CRISTINA VERONICA		1/1	2	7	
4/2	"	"	PBE	ABQ		1221 JC, AP, ALBERTO, LEON, PIRELLA, MUGNIEB, CRISTINA VERONICA		1/1	4	0	
4/4	"	"	ABQ	TEB		1222 JIM, GM, CLAUDE HAZEL		1/1	3	5	
4/5	206L3	500JA	PMP	PMP		SOLO LOCAL				6	
4/5	206L3	500JA	PMP-LU	PMP		A-E PREP FOR PVT TEST				12	
4/6	206L3	500JA	PMP-BK	PMP		A-E, M, N PREP FOR PVT TEST				17	
4/7	206L3	500JA	PMP	PMP		A-E, G, H, L, O, R, V PREP FOR PVT TEST				16	
4/8	G1159B	N908JC	TEB	PBE		1223 JC, GM, AP, EVA, KERSTON		1/1	2	3	
7/10	206L3	500JA	PMP-LNA	PBE-PMP		A-H, J, L, M, N, R, + V				10	

I certify that the statements made by me on this form are true.

Pilot's Signature David Rodman

Page Total	8/5	26	2	15	8
Amount Forward	6140	7456	8	33	323
Total to Date	6198	7483	0	33	481

CONFIDENTIAL DR_000027

GIUFFRE007081
CONFIDENTIAL

Date Month Year	Aircraft Make and Model	Aircraft Identification Mark	Points of Departure & Arrival		Miles Flown	Flight No.	Remarks, Procedures, Maneuvers, Endorsements	Number of Landings	Aircraft Category...		
			From	To					AT/PLANE	GLIDER	HELICOPT
17	G-1159B	N908JE	TEB	SAF		1237	TE, P, R, D, H	1	3	6	
17	"	"	SAF	ABE		1236	CS, R, A, H		2		
18	"	"	ABE	DAL		1235	TE, G, T, S, R, A, N, Y, G, R, A, M, Z, A	1/1	1	3	
18	"	"	DAL	PBE		1234	TE, G, T, S, R, A, N, Y, G, R, A, M, Z, A		2	3	
19	R-2800TB	N500TP	PBI-LNY	ABE			STRATHEON + 160 AUTO OBSERVATIONS				1
20	"	"	PMP	PMP			M, V, & APPROACH to the surface, and noise excessive proc.				1
21	"	"	PMP	DAB			D- via shoreline				1
21	"	"	DAB	PBI			D- via I-95				2
21	"	"	PBI	PMP			Return				1
23	G-1159B	N908JE	PBE	TEB		1239	TE, G, M, ET, TERRYANY GRAM 2A	1/1	2	7	
FLIGHT TEMPS REPORTED TO INSURANCE COMPANY											
27	G-1159B	N908JE	TEB	PBE		1240	TE, G, M, ET, GUYANAN BALK, C, L, H, D, H, Y, G, R, A, M, Z, A, S, E, C, U, R, I, T, Y, P, R, O, C, E, D, U, R, E, S, T, E, R, R, A, N, Y, G, R, A, M, Z, A	1/1	2	3	
29	"	"	PBE	TEB		1241	TE, G, M, ET		2	3	
30	"	"	TEB	PBE		1242	TE, G, M, ET	1/1	2	8	
31	"	"	PBE	SAF		1243	TE, G, M, ET	1/1	3	7	
JUN 4	"	"	SAF	PBE		1244	TE, G, M, ET, TERRYANY GRAM 2A	1/1	3	2	
7	"	"	PBE	TEB		1245	TE, G, M, ET, TERRYANY GRAM 2A	1/1	2	5	
9	"	"	TEB	PBE		1246	SE, TEB , MANDY CUBAN, TERRYANY GRAM 2A		2	3	
15	"	"	PBE	TEB		1247	TE, G, M, TERRYANY GRAM 2A, GUYANAN BALK	1/1	2	5	

CONFIDENTIAL DR_000029

I certify that the statements made by me on this form are true.

Pilot's Signature: David R. [Signature]

Page Total	9/7	32	1		6
Amount Forward	6267	7509	9	33	59
	3415				
	6316				

GIUFFRE007083
CONFIDENTIAL

Date 15-17 JUN	Aircraft Make and Model	Aircraft Identification Mark	Points of Departure & Arrival		Miles Flown	Flight No.	Remarks, Procedures, Maneuvers, Endorsements	Number of Landings	Aircraft Category...		
			From	To					BI-PLANE	GLIDER	HELICOPTER
24	ZENITH	N282A	PBE-LNA	PBE		6/10 STALL, EMERGENCY, CRITICAL ALTITUDE RECOVERY, EMERGENCY LANDING, SPEC FIM	6/10	1	3		
19	G1159B	N9083E	TEB	PBE	1248	JE, GM, ET	1/1	2	4		
27	"	"	PBE	TEB	1249	JE, ET, SHELLEY	1/1	2	5		
29	"	"	TEB	BEO	1250	JE	1/1	0			
29	"	"	BEO	TEB	1251	JE		1	0		
JUL 2	"	"	TEB	PBE	1252	JE, ET, TIFFANY GRAMZA	1/1	2	3		
2	KASANO	N6910A	FPR	FPR		CIRCUIT OUT, STALL, STEEP TURN, EMERGENCY LANDING, PRECIPITATION	5/5	1	0		
3	G1159B	N9083E	PBE	TEB	1253	JE, CLAUDE HAZEL, TIFFANY GRAMZA	1/1	2	6		
4	"	"	TEB	TEB	1254	JE, CLAUDE HAZEL, TIFFANY GRAMZA	1/1	3	7		
6	Beck 208 A-111	N16909	PMP-SVA	PMP		DUAL CROSS COUNTRY, AIR NIGHT, MORE THAN 30 NM SLOD NITE 1ST				2 2	
7	"	"	PMP-X44-LNA-PMP							2 3	
13	"	"	PMP-X44-PMP			SOLD NIGHT				2 8	
16	DA20	N125MF	HWO	HWO		Police Kona Vout 1000 ft, 1000 ft	2/2	4			
16	DA20	"	HWO-PBE-HWO			JEFFREY EPSTEIN 1.0 TAKE-OFF, TAXI, SLOW FLIGHT, RECOVERY, EMERGENCY LANDING	3/3	3	4		
15	G1159B	N9083E	TEB	PBE	1255			2	5		
22	"	"	PBE	SAP	1256	JE, GM, ET	1/1	3	4		
25	"	"	SAP	VNY	1257	JE, GM, ET, LESA	1/1	1	7		
29	"	"	VNY	DAK	1258	JE, SHELLEY	1/1	9			
29	"	"	DAK	SAP	1259	JE, SHELLEY	1/1	2	2		

CONFIDENTIAL DR_000030

I certify that the statements made by me on this form are true.
 [Signature]

Page Total	26	24	32	6	7	9
Amount Forward	6216	2922	7542	0	33	656
	6242					

GIUFFRE007084
 CONFIDENTIAL

Date 19__ Jul	Aircraft Make and Model	Aircraft Identification Mark	Points of Departure & Arrival		Miles Flown	Flight No.	Remarks, Procedures, Maneuvers, Endorsements	Number of Landings	Aircraft Category...			
			From	To					PERFORM	GENERAL	ACROSS	
29	G-1154B	N908JE	SAF	PBI		1262	JG, SHELLEY		3	5		
4	"	Simulator	JFK	JFK			STEEP TURN, STALL, WAKE TURBULENCE, EMERGENCY DESCENT, 180° TURN, HOLDING, 1/4 TURN, 1/4 TURN SINGLE ORBIT, 180° TURN, 1/4 TURN, 1/4 TURN, 1/4 TURN 1/4 TURN, DOUBLE ORBIT, 180° TURN, 1/4 TURN, 1/4 TURN		3	8		
5	"	"	"	"			180° TURN, DOUBLE ORBIT, 180° TURN, 1/4 TURN, 1/4 TURN		3	8		
6	"	"	"	"			180° TURN, DOUBLE ORBIT, 180° TURN, 1/4 TURN, 1/4 TURN		2	7		
7	"	N908JE	TEB	PBI		1262	JG, ET, CLARENCE, MRS HAZEL	✓	2	3		
8	"	"	PBI	TEB		1263	JG, ET, 1/4 TURN	✓	2	4		
11	"	"	TEB	PBI		1264	JG, ET	✓	2	7		
14	"	"	PBI	MTP		1265	JG, ET, CLARENCE, MRS HAZEL	✓	1	9		
14	"	"	MTP	TEST		1266	JG, ET, CLARENCE, MRS HAZEL	✓	1	4		
18	"	"	TEST	TEB		1267	JG, ET, CLARENCE, MRS HAZEL	✓	2	6		
19	2106B	12PH	FL	LNA			180° TURN, DOUBLE ORBIT, 180° TURN, 1/4 TURN, 1/4 TURN 180° TURN, DOUBLE ORBIT, 180° TURN, 1/4 TURN, 1/4 TURN		2	6		1
23	G-1154B	N908JE	PBI	TEST		1268	JG, ADAM, TERRY, PAUL	✓	2	6		
26	"	"	TEST	PBI		1269	JG, ADAM, TERRY	✓	2	7		
28	"	"	PBI	TEB		1270	JG, ET	✓	2	5		
SEP 1	"	"	TEB	AGC		1271	JG, ET	✓	1	0		
1	"	"	AGC	CMH		1272	JG, ET	✓	1	7		
2	"	"	CMH	TEB		1273	JG, ET, CLARENCE, MRS HAZEL	✓	1	4		
2	"	"	TEB	SAF		1274	JG, ADAM, SHELLEY, TERRY, ALBERT		3	7		
5	"	"	SAF	SAN		1275	JG, SHAW, HAZEL, TERRY, SHELLEY	✓	1	7		

CONFIDENTIAL DR_000031

I certify that the statements made by me on this form are true.

Pilot's Signature *David Redman*

Page Total	12/9	43	4	1	4
Amount Forward	6246	7574	6	3	729
Total to Date	6254	7618	0	3	743

GIUFFRE007085
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Date, 1994	Aircraft Make and Model	Aircraft Identification Mark	Points of Departure & Arrival		Miles Flown	Flight No.	Remarks, Procedures, Maneuvers, Endorsements	Number of Landings	Aircraft Category...						
			From	To					PROPANE	GLIDER	HELICOPTER				
5	G-1159B	N908JC	SAF	SAF	2	1276	JE, SHANNON HEALY	✓	1	6					
7	G1	"	SAF	TEB		1277	JE, CLARE, VICTORIA HAZEL, ADAM	✓	3	5					
8	"	"	TEB	CMH		1278	JE, CLARE HAZEL	✓	1	4					
8	"	"	CMH	TEB		1279	JE, CLARE, MARSHALL, NALL		1	3					
9	"	"	TEB	PBI		1280	JE, ELIZABETH		2	5					
13	"	"	PBI	TEB		1281	JE, GM, PAUL, ESTER, MANDY, RALPH, ELLISON, CLARE HAZEL	✓	2	4					
17	"	"	TEB	PBI		1282	JE, GM, PAUL, ESTER, EST, CLARE HAZEL		2	4					
19	C-172	N2388L	LNA	LNA			AK, FWT, SAT, TIL, KAT, C, R, H, W, S, D, C, H, O, L, D, E, R	2/2		7					
20	G-1159B	N908JC	PBI	TEB		1283	JE, GM, CLARE, EST	✓	2	5					
22	"	"	TEB	PBI		1284	JE, ET, IVY		2	6					
23	C-172	N2388L	LNA-	FXE			EDAMASO CFI RENEWAL	✓	1	1					
23	"	"	FXE	LNA			EDAMASO CFI RENEWAL	✓	1	1					
25	G-1159B	N908JE	PBI	TEST		1285	JE, GM, AP, SHELLEY HARRISON	✓	1	2	5				
26	"	"	TEST	TEB		1286	JE, GM, AP, SHELLEY HARRISON	✓	1	1	3	8			
27	"	"	TEB	TEST		1287	JE, SHELLEY LEWIS	✓	1	1	3	5			
9	"	"	TEST	PBI		1288	JE, SHELLEY LEWIS	✓	1	2	6				
11	"	"	PBI	SAF		1289	JE	✓	1	1	3	7			
12	"	"	SAF	TEB		1290	JE, SOPHIE BIDDLE	✓	1	3	5				
14	"	"	TEB	BED		1291	JE, GM, AP, AUDREY REIMBAULT, ET	✓	1	1	7				
I certify that the statements made by me on this form are true.								Page Total	16/14	42	8				
Pilot's Signature: <u>David Rodgers</u>								Amount Forward	6254	7618	0	3	3	74	3
								Total to Date	6270	7660	8	3	3	74	3
									5969						

CONFIDENTIAL DR_000032

GIUFFRE007086
CONFIDENTIAL

CONFIDENTIAL

Date 19 <u>99</u> <u>OCT</u>	Aircraft Make and Model	Aircraft Identification Mark	Points of Departure & Arrival		Miles Flown	Flight No.	Remarks, Procedures, Maneuvers, Endorsements	Number of Landings	Aircraft Category...		
			From	To					Fixed Wing	Glider	Helicopter
14	G-1159B	N908JE	BED	PBI		1292	JG, GM, ET, AP, AUDREY RASMBAULT		2	9	
16	"	"	PBI	TIST		1293	JG, GM, AUDREY RASMBAULT	1/1	2	5	
18	"	"	TIST	TEB		1294	JG, GM, AUDREY, MGLENOA LUNTZ	1/1	3	6	
21	"	"	TEB	PBI		1295	JG, GM, ET	1/1	2	7	
27	"	"	PBI	TEB		1296	JG, ET, GWYNDALE BECK, MR. BROWN FRYIA VESING	1/1	2	4	
29	"	"	TEB	PBI		1297	JG, GM, ET, CLARE HAZEL		2	4	
31	"	"	PBI	TEB		1298	JG, GM, ET, CLARE HAZEL		2	5	
<u>NOV</u> 5	"	"	TEB	BED		1299	JG, SHELLY ANNE LEWIS	1/1		8	
5	"	"	BED	PBI		1300	JG, SHELLY ANNE LEWIS	1/1	2	8	
9	"	"	PBI	TEB		1301	JG, ET GARY ROXBURGH	1/1	2	6	
11	"	"	TEB	SAF		1302	JG, AP, ALBERTO PINTO GARY ROXBURGH		4	0	
11	"	"	SAF	VNY		1303	JG GARY ROXBURGH		1	7	
13	"	"	VNY	SAN		1304	JG GARY ROXBURGH			7	
13	"	"	SAN	SAF		1305	JG GARY ROXBURGH		1	6	
14	"	"	SAF	TEB		1306	JG, AP, ALBERTO PINTO, I MAL GARY ROXBURGH		3	6	
16	"	"	TEB	PBI		1307	JG GARY ROXBURGH	1/1	2	4	
18	"	"	PBI	TEB		1308	JG	1/1	2	5	
19	"	"	TEB	PBI		1309	JG, MANDY GLESON, JEAN MICHEL GATHY		2	5	
22	"	"	PBI	TIST		1310	JG, GM, ET, JEAN MICHEL GATHY		2	2	

CONFIDENTIAL DR_000033

I certify that the statements made by me on this form are true.
 Pilot's Signature: David Podrino

Page Total	9/1	46	4		
Amount Forward	6270	7666	8	33	743
Total to Date	6279	7227	12	33	7112

GIUFFREDDI07087
CONFIDENTIAL

Date 19 <u>20</u> <u>NOV</u>	Aircraft Make and Model	Aircraft Identification Mark	Points of Departure & Arrival		Miles Flown	Flight No.	Remarks, Procedures, Maneuvers, Endorsements	Number of Landings	Aircraft Category...		
			From	To					AIRPLANE	GLIDER	HELICOPTER
25	G-1159B	N908JE	TEST	PBI		1311	JG, GM, ET	1/	26		
28	"	"	PBI	TGB		1312	JG, GM, ET, AP, GLEN, GVA, COLONIA, JORDON NORTH, FLORIDA	1/	24		
30	"	"	TGB	SXF		1313	JG, GM, ET, AP, CLARE + VICTORIA HARBOUR	1/	39		
DEC 3	"	"	SXF	VNY		1314	JG, GM, ET	1/1	18		
4	"	"	VNY	PBI		1315	JG, ET	1/	46		
7	"	"	PBI	TEST		1316	JG	1/	23		
7	"	"	TEST	PBI		1317	RETURN FOR CMP CARDS	0	27		
2008 JAN 4	"	"	PBI	TGB		1320	JG, GM, ET, AP, GVA, COLONIA, JORDON MAGLEMAN LUMI	1/1	24		
6	"	"	TGB	PBI		1321	JG, SOPHIE BIDDLE, 1 FEMALE	1/1	27		
8	"	"	PBI	ABY		1322	JG	1/1	12		
8	"	"	ABY	PBI		1323	JG	1/1	11		
10	"	"	PBI	TGB		1324	JG, SOPHIE, JOEL APOSTOLICO	1/1	24		
12	"	"	TGB	TEST		1325	JG, AP, SOPHIE, SHELLEY	1/1	33		
16	"	"	TEST	TGB		1326	JG, AP, SOPHIE, SHELLEY LEWIS	1/1	41		
24	206L3	N72PH	PMP	PMP			HOVER AIDS, FULL AUTOS, STAFF ROOLS, TAXI RUDER FAILURE		15		15
24	206L3	"	PMP	PMP			EMERGENCY LANDING, 180 FULL AUTOS BOTH OPERATION, ENGINE FAILURE ON TAKEOFF, 500FPS				15
25	"	"	PMP	PMP			NO HYDRAULICS, STUCK DOWNING LITE, SETTLING WITH POWER, COMPASS AIDS				20
28	G-1159-B	N908JE	TGB	PBI		1327	JG	1/1	26		
31	"	"	PBI	SXF		1328	JG, GM, ET, AP, GLEN, GVA, COLONIA, JORDON NORTH, FLORIDA	1/1	41		

CONFIDENTIAL DR_000034

I certify that the statements made by me on this form are true.

Pilot's Signature St. James R. ...

Page Total	9/7	44	2		50
Amount Forward	6279	7707	2	33	743
Total to Date	6279	7707	2	33	743

GIUFFRE007088
CONFIDENTIAL

Date 2023 Feb	Aircraft Make and Model	Aircraft Identification Mark	Points of Departure & Arrival		Miles Flown	Flight No.	Remarks, Procedures, Maneuvers, Endorsements	Number of Landings	Aircraft Category...		
			From	To					ACRPUWA	GLIPR	HCLECOM
2	G1154-B	N408JE	SAF	VNY		1324	SAF-GAN CT, AP, FRANCHISE (OFF-DMT) CLARE HAZEL	1/1	1	0	
2	"	"	VNY	TEB		1330	GMEST, AP, CLARE HAZEL		4	7	
3	"	"	TEB	PBE		1371	NO PROSECUTION 72 MONTH EMPLOYER ASS, PATENT		2	5	
7	206L3	N72PH	PMP	PMP			REVIEWED A-G 4M				1
8	206L3	N72PH	PMP-NW-PMP				COMMERCIAL PREP B, G, D - INCLD. UNUSUAL ATT.				1
9	206L3	N72PH	PMP-NW-PMP				COMMERCIAL PREP G, H, J, S, V + DGE MANEUVERS				1
9	206L3	N72PH	PMP-NW-PMP				COMMERCIAL PREP H, B, T, incld. X-Ning techniques				1
11	206L3	N72PH	PMP-NW-PMP				COMMERCIAL PREP C, G, H, J, S, D				1
11	206L3	N72PH	PMP-NW-PMP				CP, PREP COMPLETE EXTENDED REVIEWED T, incld. - glide				1
14	206L3	N72PH	PMP	HST							1
14	206L3	N72PH	HST	PMP			QUICK REVIEW - G, I, N, T, R				1
15	206L3	N72PH	PMP	FLI							4
15	206L3	N72PH	FLI	PMP							3
15	206L3	N72PH	PMP	FXE			Commercial Pilot Release with Helicopter Pilot Program - Held for 1750 SUPERIOR 83-2				1
15	206L3	N72PH	FXE	PMP							2
16	206L3	72PH	PMP-LCL-PMP				IFR / LI				1
16	206L3	72PH	PMP-LCL-PMP				IFR / L7 & 8, incld. - 9	1-NDB FXE			1
22	206L3	72PH	PMP-FXE-PMP				IFR / L7 & 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 51, 52, 53, 54, 55, 56, 57, 58, 59, 60, 61, 62, 63, 64, 65, 66, 67, 68, 69, 70, 71, 72, 73, 74, 75, 76, 77, 78, 79, 80, 81, 82, 83, 84, 85, 86, 87, 88, 89, 90, 91, 92, 93, 94, 95, 96, 97, 98, 99, 100	1-NDB FXE			1
23	EC120B	121TH	PBE	PBE			MARK MARRA				3

I certify that the statements made by me on this form are true.

Pilot's Signature

David Rodriguez

Page Total	1	9	0	16	9
Amount Forward	6288	7751	4	33	793
Total to Date	6288	7760	4	33	962

CONFIDENTIAL DR_000035

CONFIDENTIAL

Date 2002 MAY	Aircraft Make and Model	Aircraft Identification Mark	Points of Departure & Arrival		Miles Flown	Flight No.	Remarks, Procedures, Maneuvers, Endorsements	Number of Landings	Aircraft Category...		
			From	To					PLANE	GLIDER	HELICOPTER
8	G-7194B	N9085K	TIST	TEB		1331 JE, GM, ET, AP, JOAN LUC BARONEL CHRISTINA GONZALEZ, ESTERITA MARTINEZ PEREZ	1	3	8		
12	"	"	TEB	PBE		1333 JE, GM, ET, AP, PABLO ANTONIO BARRON GONZALEZ, ROSA YOLANDA	1	2	4		
15	"	"	PBE	TEB		1339 JE, AP, PAULINE EPSTEIN, ALEX ANDREA	1	2	4		
16	"	"	TEB	TIST		1340 JE, SHELLEY LEWIS	1	3	6		
21	"	"	TIST	TEB		1341 JE, SHELLEY LEWIS	1	4	0		
30	"	"	TEB	MDW		1342 REPOSITION		1	9		
31	"	"	MDW	TEB		1343 JE, GM		1	7		
JUN 1	"	"	TEB	PBE		1344 JE, GM, ET, AP, 1 FEMALE		2	4		
4	"	"	PBE	TEB		1345 JE, GM, ET, 1 FEMALE	1	2	4		
9	"	"	TEB	SAF		1346 JE, GM, 1 FEMALE	1	3	9		
12	"	"	SAF	VNY		1347 JE	1	1	7		
14	"	"	VNY	SFO		1348 JE	1	1	2		
14	"	"	SFO	LAS		1349 JE	1	1	2		
15	"	"	LAS	PHX		1350 JE	1	1	0		
17	"	"	PHX	PBE		1351 JE	1	3	9		
18	"	"	PBE	TEB		1352 JE	1	2	6		
25	"	"	TEB	TIST		1353 JE, GM, ET, AP, PETER MARINO 1 FEMALE	1	3	7		
25	"	"	TIST	TEB		1354 ELIZABETH JOHNSON, FREDERICK ALGONOPPO SEKKA, ANDREI BLUMBERG, PETER MARINO	1	3	7		
25	"	"	TEB	PBE		1355 REPOSITION		2	4		

CONFIDENTIAL DR_000037

I certify that the statements made by me on this form are true.

David R. ...

Page Total	14	12	49	9	
Amount Forward	6292	5096	7168	8	33112 6
	6306				2 2 1 1

GIUFFRE007091
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Date	Aircraft Make and Model	Aircraft Identification Mark	Points of Departure & Arrival		Miles Flown	Flight No.	Remarks, Procedures, Maneuvers, Endorsements	Number of Landings	Aircraft Category...		
			From	To					AIRPLANE	GROUND	HELICOPTER
30 JUN	G-1159B	N908JC	PBI	TST		1356	REPOSITION	1/0	2	8	
30	"	"	TST	PBI		1357	JG, GM, CT, AP, SOPHIE BIDDLE		2	5	
31	"	"	PBI	TEB		1358	JG, CT, AP, GM, SOPHIE BIDDLE, ANGLE OF ATTACK	1/	2	5	
1	"	"	TEB	LFPB		1359	JG, GM	1/	6	9	
6	"	"	LFPB	LIEO		1360	JG, GM	1/	2	0	
9	"	"	LIEO	GMMX		1361	JG, GM	1/	2	9	
11	"	"	GMMX	GMFF		1362	JG, GM	1/		9	
11	"	"	GMFF	LEBB		1363	JG, GM	1/	1	9	
11	"	"	LEBB	EGGW		1364	JG, GM	1/		7	
12	"	"	EGGW	EGAA		1365	JG, GM	1/	1	0	
12	"	"	EGAA	BGR		1366	JG, GM	1/	6	4	
12	"	"	BGR	TEB		1367	JG, GM		1	1	
14	"	"	TEB	PBI		1368	JG, SHALLOW LEANES	1/	2	5	
19	"	"	PBI	TEB		1369	JG, SHALLOW LEANES GARY ROBERTS	1/	2	5	
19	"	"	TEB	SAF		1370	JG, GM, CT, AP, SOPHIE, JASMINE 1 MILE ROBERTS		4	1	
Aug 20	"	SIMULATOR	JFK	JFK			STRUCTURES, STALLS, SLOW FLIGHT, PROTECTED TO VLO-VFE		3	9	
3	"	"	JFK	TEB-SWF			SINGLE ENGINE APPROACHES, ELECTRICAL FAILURES, HYDRAULIC FAILURES		4	0	
4	"	"	JFK	SWF-JFK			ISSUE, EMERGENCY DESCENT, NORMALLY PROBLEMS, ENGINE MALFUNCTIONS		4	1	
21	"	N908JC	PBI	SAF		1378	JG, GM, CT, AP	1/	3	5	

CONFIDENTIAL DR_000038

I certify that the statements made by me on this form are true.

David Daman

Page Total	12	7	57	2	
Amount Forward	63	06	5898	7818	7 3 3 112 6

GIUFFRE007092
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Date	Aircraft Make and Model	Aircraft Identification Mark	Points of Departure & Arrival		Miles Flown	Flight No.	Remarks, Procedures, Maneuvers, Endorsements	Number of Landings	Aircraft Category...		
			From	To					Fixed Wing	GLIDER	HELICOPTER
24 AUG	G-1159B	N908JE	SAF	VNY		1379	JE, KELLY SPAMM	✓	1	7	
26 "	"	"	VNY	TEB		1380	JE, GM, AP	✓	4	9	
31 "	"	"	TEB	PBI		1381	JE		2	2	
6 SEP	"	"	PBI	TEB		1382	JE	✓	2	5	
9 "	"	"	TEB	PBI		1383	JE, GM, ET, AP		2	3	
10 "	"	"	PBI	TIST		1384	JE, GM, ET, AP, CHERI KRAPE	✓	2	5	
12 "	"	"	TIST	TEB		1385	JE, GM, ET, AP, CHERI KRAPE	✓	3	9	
21 "	"	"	TEB	SAF		1386	JE, GM, AP, JOE PAGANO, 1 FEMALE		4	2	
25 "	"	"	SAF	VNY		1387	JE, KELLY SPAMM	✓	1	8	
26 "	"	"	VNY	TEB		1388	JE, TIFFANY GRAMZA	✓	4	8	
29 "	"	"	TEB	TIST		1389	JE, PETER MARINO, 1 PERSON	✓	3	6	
30 "	"	"	TIST	PBI		1390	JE, PETER MARINO, 1 FEMALE	✓	2	6	
3 OCT	"	"	PBI	TEB		1391	JE, GM, ET, 1 FEMALE	✓	2	5	
5 "	"	"	TEB	PBI		1392	JE, SHAGLEY LEWIS		2	4	
10 "	"	"	PBI	TEB		1393	JE, GM, ET	✓	2	5	
13 "	"	"	TEB	LGA		1394	JE REPOSITION FOR PARS			5	
13 "	"	"	LGA	LFPB		1395	JE, VOR HOLDING	✓	7	1	
15 "	"	"	LFPB	EGBB		1396	JE, SHAGLEY LEWIS	✓	1	3	
17 "	"	"	EGBB	BGR		1397	JE, SHAGLEY LEWIS	✓	6	4	

CONFIDENTIAL DR_000039

I certify that the statements made by me on this form are true.

Pilot's Signature: David Rodriguez

Page Total	13	10	59	7		
Amount Forward	6318	6005	7875	9	3	112
Total to Date	6331	6015	7935	6	3	112

GIUFFRE007093
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Date 2000	Aircraft Make and Model	Aircraft Identification Mark	Points of Departure & Arrival		Miles Flown	Flight No.	Remarks, Procedures, Maneuvers, Endorsements	Number of Landings	Aircraft Category...		
			From	To					Fixed Wing	Glider	Helicopter
Oct 17	G-1159B	N908JE	BGR	LGA		1388	JE, SHELLEY LEWIS	✓	1	3	
20	"	"	PBI	MIA		1400	JE, GM, ET, KELLY SPAMM GARY ROXBURGH			6	
21	"	"	MIA	TIST		1401	JE, GM, ET, KELLY SPAMM RICARDO LEGGORETTA GARY ROXBURGH		2	3	
23	"	"	TIST	EWR		1402	JE, GM, ET GARY ROXBURGH	✓	3	9	
25	"	"	EWR	EGGW		1403	JE, GM, ET	✓	6	4	
28	"	"	EGGW	BGR		1404	JE, GM, ET NATHAN LEWIS		7	1	
29	"	"	BGR	PBI		1405	JE, GM, ET		3	0	
30	"	"	PBI	TJB		1406	JE, GM, ET	✓	2	7	
31	"	"	TJB	PBI		1407	JE, SHELLEY LEWIS		1	9	
Nov 5	"	"	PBI	TIST		1408	JE, SHELLEY LEWIS, JESSICA	✓	2	4	
7	"	"	TIST	TJB		1409	JE, SHELLEY LEWIS, JESSICA BAKER	✓	4	4	
9	"	"	TJB	PBI		1410	JE, ET	✓	2	4	
12	"	"	PBI	CMB		1411	JE	✓	2	2	
12	"	"	CMB	PBI		1412	JE	✓	2	3	
15	"	"	PBI	SAF		1413	JE, GM, ET		4	2	
16	"	"	SAF	VNY		1414	JE, GM, ET	✓	1	9	
17	"	"	VNY	SAN		1415	GM, ET	✓		7	
17	"	"	SAN	PBI		1416	JE, GM, ET		4	0	
19	"	"	PBI	BED		1417	JE, GM, ET	✓	2	6	

CONFIDENTIAL DR_000040

I certify that the statements made by me on this form are true.

[Signature]
 No. 1000 DANAN

Page Total	119	563		
Amount Forward	6331	7935	6	3 3 112 6
	6342			

GIUFFRE007094
CONFIDENTIAL

Date 10-2-2000	Aircraft Make and Model	Aircraft Identification Mark	Points of Departure & Arrival		Miles Flown	Flight No.	Remarks, Procedures, Manoeuvres, Endorsements	Number of Landings	Aircraft Category...		
			From	To					ADAPLANE	GLIDER	HELICOPTER
19	G-1159B	N 908JE	BED	TEB		1418	JG, SHELLEY LEWIS		1	1	
22	"	"	TEB	DCA		1419	JG, AP, SHELLEY LEWIS	1/1	1	0	
22	"	"	DCA	PBI		1420	JG, AP, SHELLEY LEWIS	1/1	2	2	
28	"	"	PBI	TIST		1421	JE, GM		2	4	
30	"	"	TIST	PBI		1422	JE, GM	1/1	2	7	
DEC 1	"	"	PBI	DFW		1423	JE, GM	1/1	2	7	
1	"	"	DFW	ABQ		1424	JE, GM, RICCARDO LEGORRETTA	1/1	1	8	
2	"	"	ABQ	SAF		1425	REPOSITION	1/1		5	
2	"	"	SAF	TEB		1426	JE, GM		3	5	
5	"	"	TEB	LFPB		1427	JE, GM, ET, KELLY SPAMM	1/1	6	8	
6	"	"	LFPB	EGGW		1428	JE, GM, ET, KELLY SPAMM		1	0	
7	"	"	EGGW	EGYM		1429	JE, GM, KELLY SPAMM, TOM PRESTON 1 EGWB (MAGNUM AIR FORCE RES)			5	
7	"	"	EGYM	EGSH		1430	REPOSITION (SANDRINGHAM) (WARRICK, ENGLAND)			4	
9	"	"	EGSH	CYQX		1431	JE, GM, ET, KELLY SPAMM (REPOSITION ON RUNWAY)		5	0	
9	"	"	CYQX	PBI		1432	JE, GM, ET, KELLY SPAMM		4	7	
11	"	"	PBI	TEB		1433	JE, GM, ET, VIRGINIA	1/1	2	6	
14	"	"	TEB	TIST		1434	JE, GM, AP, VIRGINIA	1/1	3	5	
14	"	"	TIST	PBI		1435	REPOSITION FOR OPS 2 ATLAS		2	4	
JAN 13	"	"	PBI	PBI		1436	TRAS CERTIFICATION	1/1		7	

CONFIDENTIAL DR_000041

I certify that the statements made by me on this form are true.
 ... Andrew Dalca

Page Total	9/16	455		
Amount Forward	6342 6024 6351	7991	9	3 3 112 6

GIUFFRE007095
CONFIDENTIAL

CONFIDENTIAL

Date to 200	Aircraft Make and Model	Aircraft Identification Mark	Points of Departure & Arrival		Miles Flown	Flight No.	Remarks, Procedures, Maneuvers, Endorsements	Number of Landings	Aircraft Category...		
			From	To					Fixed Wing	GLIDER	HELICOPTER
JAN 16	G-1159B	N908JE	PBI	LCQ		1437	JG, GM, ET	1/1	8		
16	"	"	LCQ	TEB		1438	JG, GM, ET	1/1	2		
17	"	"	TEB	PBI		1439	JG, SHELLEY LEWIS		2		
22	"	"	PBI	TEB		1440	JG, GM, ET, AP	1/1	2		
23	"	"	TEB	LFPB		1441	JG, SHELLEY LEWIS		2		
25	"	"	LFPB	CYQX		1442	JG, SHELLEY LEWIS	1/1	6		
25	"	"	CYQX	TEB		1443	JG, SHELLEY LEWIS	1/1	5		
26	"	"	TEB	PBI		1444	JG, GM, ET, VIRGINIA ROBERTS		2		
18	C172	N1446V	PBI ^{LMA}	PBI ^{LMA}			C172 VOUT PETE SORENSON	2/2	4		
18	"	"	LNB	LCQ			B727 CLOSING N505LS	1/1	2		
19	"	"	LCQ	MCO			JMATHAN MAND - INSTRUMENT COMPARTMENT CHECK - CATCH CAPTURE		2		
19	"	"	MCO	LNB					1		
29	G1159B	N908JE	PBI	TEST		1445	JG, GM, ET, VIRGINIA ROBERTS	1/1	2		
30	"	"	TEST	PBI		1446	JG, GM, ET, VIRGINIA ROBERTS	1/1	2		
FEB 3	C-421B	N908GM	SAP	DFW			JMATHAN MAND - FAR B131(G) SCHEDULED QUALIFICATION FL270	1/1	3		
17	B-727-200	SIMULATOR	MEM	MEM			START, STOP RUNS, ENGINE START, TURBS, CLIMB, DESCEND, VERTICAL SPEED, WING APO FERR, RTG, NGW, PERS, OMC 4 TWO ENGINE APPROACH FERR, APPROACH, NON-RUN, APPROACH PUSH BACK, DITCH FERR, EMERGENCY POWER CIRCUIT, APPROACH, MANUAL REVERSE, DOP PANNING STABILIZER, SIMUL, CIRCULAR, DOP REVERSE GO AROUND, CLIMB, STOP TURBS, HOLD		2		
18	"	"	"	"					3		
19	"	"	DFW	MEM					2		
20	"	"	MEM	MEM					3		

CONFIDENTIAL DR_000042

I certify that the statements made by me on this form are true.

Pilot's Signature David Redden

Page Total	10				
Amount Forward	6351	8037	4	33	112
Total to Date	6351	8037	4	33	112

GIUFFRE007096
CONFIDENTIAL

Date 19- 2001	Aircraft Make and Model	Aircraft Identification Mark	Points of Departure & Arrival		Miles Flown	Flight No.	Remarks, Procedures, Maneuvers, Endorsements	Number of Landings	Aircraft Category...		
			From	To					Fixed Wing	GLIDER	HELICOPTER
21	B-727-200	SPANBEE	DFW	DFW		RNAV, STAB, IZOL, MANUAL GEAR, EXTENDING FUEL PUMPING, RTO, BRAKES, STABILIZER	2	5			
22	"	SPANLATOR	MEM	MEM		STABILIZER, STALL, SINGLE ENGINE, RTO, BRAKES, FUEL PUMPING, EXTENDING, RTO, STABILIZER	2	5			
23	"	"	"	"		0727 CHECK RIG	2	4			
23	C-421B	N908GM	DFW	ADS		JONATHAN MAND - HIGH DENSITY APPROACH PROCEDURES, etc	1/1	6			
23	"	"	ADS	PNS		JONATHAN MAND - SID, ECING OPERATING, FUEL MANAGEMENT, PERFORMANCE CURVES	1/1	3	2		
23	"	"	PNS	PBE		JONATHAN MAND - LOWEST COMMON DENOMINATOR PROCEDURES, WING TIP & DOLANCE		3	1		
3	"	"	PBE	LCA		KRISTY ROBERTS - CLIMB, DESCEND, STRAIGHT & LEVEL, etc		1	9		
3	"	"	LCA	LAL		FRONT ROBERTS - TURN, STRAIGHT & LEVEL		1	3		
3	"	"	LAL	PBE		KRISTY ROBERTS - DESCEND, etc		1	1		
5	G-1159B	N909JE	PBE	CYJT	1464	JG, GM, ET, VIRGENIA ROBERTS RUBEN		3	8		
6	"	"	CYJT	LFPB	1465	JG, GM, ET, VR RUBEN		5	3		
8	"	"	LFPB	LEGR	1466	JG, GM, ET, VR, ALBERTO & LINDA PENA, LINDA & RICHARD L. GARCIA RUBEN	1/1	2	5		
8	"	"	LEGR	GMTT	1467	JG, GM, ET, VR, ALBERTO & LINDA PENA LINDA & RICHARD L. GARCIA RUBEN	1/1		8		
9	"	"	GMTT	EGGW	1468	JG, GM, ET, VR RUBEN	1/1	2	8		
11	"	"	EGGW	BGR	1469	JG, GM, ET, VR RUBEN		6	6		
11	"	"	BGR	TEB	1470	JG, GM, ET, VR RUBEN		1	2		
14	C-421B	N908GM	PBE	FLL		LARRY MORRISON - TURN, etc, CLIMB, DESCEND, TURN, TURN, etc	1/1	6			
14	"	"	FLL	PBE		LARRY MORRISON, CLIMB, DESCEND, TURN, TURN, etc	1/1	4			
15	G-1159B	N909JE	TEB	ISP	1471	JG, GM, ET, VR, ALGON WALLBORN, RICHARD KROCK, etc	1/1	6			

CONFIDENTIAL DR_000043

I certify that the statements made by me on this form are true.

Pilot's Signature: *David Robinson*

Page Total	8/7	436			
Amount Forward	636 6043	80898	33	112	6
Total to Date	6369 6050	81334	33	112	6

GIUFFRE007097
CONFIDENTIAL

Date Mo Year	Aircraft Make and Model	Aircraft Identification Mark	Points of Departure & Arrival		Miles Flown	Flight No.	Remarks, Procedures, Maneuvers, Endorsements	Number of Landings	Aircraft Category...		
			From	To					PERFORM	CLIQUE	HSI CAP
15 Apr 2001	G-1159B	N909JG	ISP	LCQ		1472 JC, GM, AP, ALEXANDER WILGARD, RGR R AND KUCERKOVLO	1/1	2	6		
15	"	"	LCQ	PBI		1473 JC, GM, AP, AW, BK RGR	1/1		9		
16	"	"	PBI	IAJA		1474 JC, GM, AP, AW, BK, CHRIS LYNDEN RGR	1/1		7		
16	"	"	MFA	TEST		1475 JC, GM, AP, AW, BK, CL, GOTTLIEB RGR	1/1	2	3		
19	"	"	IST	LGA		1476 JC, GM, AP, AW, BK, LY, STUBLE RGR	1/1	3	8		
22	"	"	LGA	PBI		1477 JC, GM, ET, JOE PAGANO, VA, CALDWELL, RGR JUBIN, MYA DUBIN, A. MARIN, AW K. ROY ROGERS - SOL, TURNS	1/1	2	4		
23	C-424B	N908GM	PBI	OPF		KRISTY ROGERS - SOL, TURNS	1/1		6		
23	"	"	OPF	FLL		KRISTY ROGERS - SOL, TURNS	1/1		4		
23	"	"	FLL	PBI		JONATHAN MAMO - IS - PFI			6		
24	"	"	PBI	ISM		JONATHAN MAMO - IFR CROSS COUNTRY STEP, CROSSING ACROSS COUNTRY	1/1		10		
24	"	"	ISM	PBI		JONATHAN MAMO - IFR CROSS COUNTRY ATC MISCOMMUNICATIONS	1/1		11		
27	G-1159B	N909JG	PBI	TEB		1478 JC, GM, ET, NR, 2 GEMALOS, DANU RGR KUBIKOVLO	1/1	2	5		
29	"	"	TEB	SAF		1479 JC, GM, AP, UR, BK, MARC W. MENSKY HENRY JARSKY			41		
31	"	"	SAF	PBI		1480 JC, GM, AP, UR, N. A. BJORLIF, HENRY JARSKY, MARC W. MENSKY	1/1		33		
Apr 1	"	"	PBI	LCQ		1481 JC, GM, AP	1/1		10		
1	"	"	LCQ	TEB		1482 JC, GM, AP			21		
3	"	"	TEB	GAI		1483 JC, HEATHER MANN, LYDIA	1/1		9		
3	"	"	GAI	TEB		1484 JC, HEATHER MANN, LYDIA			8		
4	"	"	TEB	BDP		1485 JC, RHONDA	1/1		8		

CONFIDENTIAL DR_000044

I certify that the statements made by me on the form are true.

Pilot's Signature David Rodgers

Page Total	15/12	319				
Amount Forward	6364	8133	4	3	3	112
Total to Date	6384	8165	3	3	3	112

GIUFFRE007098
CONFIDENTIAL

Date 2001	Aircraft Make and Model	Aircraft Identification Mark	Points of Departure & Arrival		Miles Flown	Flight No.	Remarks, Procedures, Manoeuvres, Endorsements	Number of Landings	Aircraft Category...		
			From	To					AER PLAN	C.L.D.R.	PROBING
APR 4	G-1159B	N909JG	BEO	TEB		1488	JE		9		
5	"	"	TEO	PBF		1489	JE, GT, BK		2	3	
6	C-421B	N909GA	PBF	FLL			HARRY MORRISON - TAXI 5-4L, CLIMPS TURNS, DESCENTS, LANDING	1/1	7		
6	"	"	FLL	PBF			LARRY MORRISON - TAXI 000-3 LANDING TURNS, DESCENTS, CLIMPS, TURNS, DESCENT	1/1	6		
9	G-1159B	N909JG	PBF	ACY		1488	JE, ET, VR, BK, JOANN	1/1	2	4	
9	"	"	ACY	TEB		1489	JE, ET, VR, BK, JOANN		7		
11	"	"	TEB	TIST		1490	JE, GM, AP, BK, VR, JOANN	1/1	3	5	
16	"	"	TIST	PBF		1491	JE, GM, AP, VR, BK, GUNNEMOBYN BECK	1/1	2	7	
17	"	"	PBF	TEB		1490	JE, GM, GT, AP, BK, GB, JAGG, MASHAKOV, MICHALSKI, J. MALL, TRESTONE	1/1	2	5	
20	"	"	TEB	PBF		1493	JE, GM, GT, BK		2	3	
23	"	"	PBF	ORL		1494	JE, GM, GT, KYLE	1/1	8		
23	"	"	ORL	TEB		1495	JE, GM, GT, KYLE, HENRY BARBER, STAY	1/1	2	2	
27	"	"	TEB	SAT		1496	JE, BK		3	9	
29	"	"	SAT	VNY		1497	JE, BK, KELLY BOYDAN	1/1	1	7	
MAY 2	"	"	VNY	SAN		1498	JE	1/1	7		
2	"	"	SAN	LIT		1499	JE	1/1	9	0	
3	"	"	LIT	ADS		1500	JE	1/1	9		
3	"	"	ADS	SAT		1501	JE, VERGIL PA ROBERTS	1/1	9		
5	"	"	SAT	PBF		1502	JE, VR	1/1	2	4	

CONFIDENTIAL DR_000045

I certify that the statements made by me on this form are true.

Pilot's Signature: *David Redden*

Page Total	14/11	351			
Amount Forward	5384	8165	3	3	112
Total to Date	6062				
	5298				

GIUFFRE007099
CONFIDENTIAL

Date 2019	Aircraft Make and Model	Aircraft Identification Mark	Points of Departure & Arrival		Miles Flown	Flight No.	Remarks, Procedures, Maneuvers, Endorsements	Number of Landings	Aircraft Category...		
			From	To					AIRPLANE	GLIDER	HELICOPTER
7	G-11590	N909JE	PBE	CH0		1501 JS, GM, CT, INLA DOGRS	1/1	2	0		
7	"	"	CH0	TEB		1501 JS, GM, CT, INLA DOGRS		1	1		
10	C-421B	N908GM	PBE	MCN		JONATHAN MAND - CROSS COUNTRY IFR, LARRY MORRISON, PATSY, KRISTY	1/1	2	6		
10	"	"	MCN	27K		JONATHAN MAND - IFR CROSS COUNTRY LARRY MORRISON, PATSY, KRISTY	1/1	2	1		
10	"	"	27K	OSU		JONATHAN MAND - IFR XC LARRY MORRISON	1/1	1	2		
10	"	"	OSU	JVP		JONATHAN MAND - GPS OPERATIONS		1	2		
11	"	"	JUY	27K		NO PITSOM GEAR	1/1		7		
12	"	"	27K	IMS		NO PITSOM GEAR	1/1		7		
13	"	"	IMS	GNV		RYAN COOMER - ALTERNATELY DESCENTS AT FL PASTY, KRISTY, ALYSSA	1/1	3	0		
13	"	"	GNV	PBE		RYAN COOMER - RAMP OPERATIONS, CALINE PASTY, KRISTY, ALYSSA		1	8		
14	G-11540	N909JE	TEB	TEB	1506	JS, GM, CT, BK, VR 1 FEMALE	1/1	5	8		
20	C-421B	N908GM	PBE	ISM		PASTY, KRISTY, ALYSSA KRISTY - GOLF COURSE, AP, PASTY, MISTAKE	1/1	1	1		
20	"	"	ISM	PBE		PASTY, KRISTY, ALYSSA	1/1	1	1		
24	G-1159B	N909JE	TEB	PBE	1507	JS, GM, CT, AP, FEMALE	1/1	2	6		
25	C-421B	N908GM	PBE	LAL		PASTY, KRISTY, ALYSSA	1/1	1	3		
26	"	"	LAL	MCN		PASTY, KRISTY, ALYSSA - WASH STATE - TEMPERATURE LAPSE RATE, TEXT	1/1	1	8		
27	"	"	MCN	ISM		PASTY, KRISTY	1/1	1	8		
28	"	"	ISM	PBE		PASTY, KRISTY - GPS OPERATIONS - CROSS COUNTRY	1/1	1	1		
28	G-1159B	N909JE	PBE	TEB	1508	JS, GM, CT, AP, JUEL PASTY, LARRY MORRISON 2 FEMALE	1/1	2	5		
I certify that the statements made by me on this form are true.								Page Total			
Pilot's Signature: David Rodgers								16			
								15			
								6398			
								6073			
								8200			
								4			
								33			
								112			
								6			
Total to Date								6414			

CONFIDENTIAL DR_000046

CONFIDENTIAL GIUFFRE007100

Date 2004	Aircraft Make and Model	Aircraft Identification Mark	Points of Departure & Arrival		Miles Flown	Flight No.	Remarks, Procedures, Maneuvers, Endorsements	Number of Landings	Aircraft Category...		
			From	To					Airplane	Glider	Helicopter
4-2	BT27-31	N505LS	LCQ	PBI		REPOSITION	✓	1	0		
6-1	G-1154B	N909JC	TEB	PBI	1504	JE, G.M., AP, BAWU KUKUKOTU GEORGE WALLACE	✓	2	6		
3	"	"	PBI	TIST	1510	JE, NORBERT ROBERTS, BAWU KUKUKOTU	✓	2	4		
5	"	"	TIST	TEB	1511	JE, VR, BK	✓	3	8		
8	"	"	TEB	CYUL	1512	JE, G.M., NAOMI CAMPBELL, REBECCA WIDTS, ANGEL LANALLES, ANITA MOLES, DAVID WEND	✓	1	1		
12	"	"	CYUL	TEB	1513	REPOSITION (AP BLOW OUT)	✓	1	1		
12	"	"	TEB	PBI	1514	JE	✓	2	3		
13	"	"	PBI	TEB	1515	JE, CAROL	✓	2	4		
15	"	"	TEB	PBI	1516	JE, G.M., SHERIDAN, CAROLYN, IREMAE			2	3	
18	"	"	PBI	TEB	1517	JE, G.M., IREMAE	✓	2	5		
22	"	"	TEB	LFPO	1518	JE, G.M., CRISTALLE WASCIBO, SHERIDAN, CAROLYN	✓	7	0		
23	"	"	LFPO	LFMN	1519	JE, G.M., IREMAE	✓	1	2		
25	"	"	LFMN	LIML	1520	JE, G.M., IREMAE	✓		7		
26	"	"	LFML	LFPB	1521	JE, G.M.	✓	1	4		
28	"	"	LFPB	LPBZ	1522	JE, G.M., ET, ED TUTTLE	✓	3	9		
28	"	"	LPBZ	TIST	1523	JE, G.M., ET, ED TUTTLE			6	0	
3-4	"	"	TIST	PBI	1524	JE, AP, VR, IREMAE	✓	2	5		
8	"	"	PBI	TEB	1525	JE, G.M., ET, AP, VR, SHERIDAN IREMAE	✓	2	7		
11	"	"	TEB	CPS	1526	JE, G.M., ET, VR CAROL WALLACE	✓	2	3		

CONFIDENTIAL DR_000047

I certify that the statements made by me on this form are true.

Pilot's Signature David Rodgers

Page Total	16/14	49	2			
Amount Forward	6414 6693	8233	9	3	3	112 6
Total to Date	6430 6102	8283	1	3	3	112 6

CONFIDENTIAL

Date 2001	Aircraft Make and Model	Aircraft Identification Mark	Points of Departure & Arrival		Miles Flown	Flight No.	Remarks, Procedures, Maneuvers, Endorsements	Number of Landings	Aircraft Category...			
			From	To					Propeller	Glider	Helicopter	
JUL 11	G-1159B	N909JC	CPS	SAF		1527	REPOSTICIA - PILOT SPOTIC LEAK CROSS PROBABLY CROSS RECOVERY	1/1	2	2		
16	"	"	SAF	TEB		1528	IC, G, M, VR	1/1	3	5		
23	"	"	PBE	TEB		1529	IC, STEWART LEWIS	1/1	2	5		
28	"	"	TEB	PBE		1531	IC, VIRGENIA ROBERTS	1/1	2	6		
29	"	"	PBE	ISP		1532	IC	1/1	2	5		
29	"	"	ISP	TEB		1533	IC	1/1		7		
AUG 1	"	"	TEB	PBE		1534	IC, GM, G, I, F, M, L, U	1/1	2	4		
3	B-727-31	N908JC	JAX	PBE			MIXED COMBINATION OF PBE BY SEPT	4/4	1	4		
4	B-727-100	COMM SERV	MDA	MFA			NIGHT CURRENTLY		1	0		
5	G-1159B	N909JC	PBE	TEB		1535	IC, GM, DP, G, TAYLOR	1/1	2	6		
5	"	"	TEB	PBE		1536	NO PASSENGERS		2	3		
7	B-727-31	N908JC	PBE	LGA		1		MIXED COMBINATION	1/1	2	6	
7	"	"	LGA	ABQ		2	IC, GM, ET, M, 2 REMOVED	1/1	4	0		
14	C-421B	N908GM	PBE	JAN			JONATHAN MAND - INSTRUCTIONS COMPLETANT CHECK SATISFACTORY	1/1	3	9		
14	"	"	JAN	AMA			JONATHAN MAND - LPA WITH GS KS & NET KUNING LARDEN	1/1	3	6		
14	"	"	AAA	BCQ			JONATHAN MAND -	1/1	1	7		
15	"	"	BCQ	ABQ			JONATHAN MAND - HIGH DENSITY FLIGHT OPERATIONS	1/1		5		
15	"	"	ABQ	ZURRO			JONATHAN MAND - SHORTS FIELD OPERATIONS	1/1		7		
16	B-727-31	N908JC	ABQ	PBE		6	IC, GM, ET, M, F, L, U, JONATHAN MAND	1/1	3	8		

CONFIDENTIAL DR_000048

I certify that the statements made by me on this form are true.

Pilot's Signature: *David Padua*

Page Total	20/17	44	5			
Amount Forward	6430 6162	8293	1	3	3	112 6
	6450					

CONFIDENTIAL

GIUFFRE007102

Date 19__ 20__	Aircraft Make and Model	Aircraft Identification Mark	Points of Departure & Arrival		Miles Flown	Flight No.	Remarks, Procedures, Maneuvers, Endorsements	Number of Landings	Aircraft Category...		
			From	To					Part 135	General	Helicopter
AUG 19	B-727-31	N908JE	PBE	HPN		7	JE, GM, ET, DP, FLORE PERLINA COP, SULLY, ROBERT	✓	2	5	
24	"	"	HPN	PBE		8	JE, GM, DAN, KROD, KROYLU	✓	2	4	
27	"	"	PBE	HPN		9	JE, GM, BK	✓	2	6	
29	"	"	HPN	TEST		10	JE, GM, ET, AP, DK	✓	3	7	
30	G-1157B	N909JE	PBE	PBE			3 FLTS AT 10000 FT SIGHTS: COLOR, LATELY VIBRATE	3/3		6	
SEP 3	B-727-31	N908JE	TEST	HPN		11	JE, GM, ET, AP, BK, SARAH KELLER, ALEXANDER PERLO	✓	3	7	
6	"	"	HPN	PBE		12	JE, GM, ET, BK, 1 female		2	1	
9	"	"	PBE	HPN		13	JE, GM, ET, BK	✓	2	7	
13	"	"	HPN	PBE		14	JE, GM, ET, KARGH CASEY, LISA	✓	2	6	
JUN 14	C-172	N1446V	LNA	LNA			AL PERRECA - TAKE, TAXI, GATE, TURN, CLIMB, DESCENT	4/4		9	
SEP 19	B-727-31	N908JE	PBE	HPN		15	JE, GM, ET	✓	2	7	
21	"	"	HPN	CYQX		16	JE, GM, ET		4	9	
22	"	"	CYQX	LFPB		17	JE, GM, ET		3	0	
25	"	"	LFPB	CYQX		18	JE, ET, ED TUTTLE		2	7	
25	"	"	CYQX	HPN		19	JE, GS, ED TUTTLE		4	0	
28	"	"	HPN	PBE		20	JE, ET, PAULA EPSTEIN		2	7	
SEP 5	"	"	PBE	ABQ		21	JE, GM, SARAH KELLER	✓	4	0	
8	"	"	ABQ	HPN		22	JE, GM, SK, 2 female	✓	3	7	
8	"	"	HPN	JAX		23	NO PASSENGERS		2	2	

CONFIDENTIAL DR_000049

I certify that the statements made by me on this form are true.

Pilot's Signature David Rodgers

Page Total	17/14	550		
Amount Forward	6450	6119	83276	331121
Total to Date	6467	6133	83806	331121

GIUFFRE007103
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Date 19	Aircraft Make and Model	Aircraft Identification Mark	Points of Departure & Arrival		Miles Flown	Flight No.	Remarks, Procedures, Maneuvers, Endorsements	Number of Landings	Aircraft Category...		
			From	To					ABRPLANE	GLIDER	HELICOPT
2008 Oct 15	C-172R	N995SP	LNA	LNA				3/3	5		
15	"	N395SP	LNA-PXT	LNA		LARRY MORRISON - BFR SATISFACTORY STILLS, MGR, STAGE JULIUS, MORGAN LAMOND	4/4	13			
9	B-727-31	N909JK	JAX	LCQ	2M	NO PASSENGERS	1/1	5			
10	G-1159B	N909JK	PBI	TEB	1537	NO PASSENGERS	0/0	25			
11	"	"	TEB	PBI	1531	JG, SARAH KELLEN		23			
15	"	"	PBI	TEB	1540	JG, GM, SK, LARRY, STEVE, 1 FEMALE	1/1	24			
17	"	"	TEB	BED	1541	JG, BONNIE	1/1	8			
17	"	"	BED	TEB	1542	JG, BONNIE		10			
18	"	"	TEB	TEB	1543	JG, GM, AP, SK, 2 FEMALE		35			
23	"	"	TEB	TEB	1544	JG, GM, AP, SK, SHERRON GIBSON, ALEXIS WILSON	1/1	40			
26	"	"	TEB	PBI	1545	JG, ET, JF, SHERRON GIBSON, 2 FEMALE MORGAN LAMOND, STEVE		26			
30	"	"	PBI	LCQ	1546	JG, SARAH KELLEN, JULIE	1/1	10			
30	"	"	LCQ	TEB	1547	JG, SK, JULIE	1/1	20			
NOV 3	"	"	TEB	SAF	1548	JG, GM, SK	1/1	40			
5	"	"	SAF	ASC	1549	JG, GM, SK	1/1	8			
5	"	"	ASC	PBI	1550	JG, GM, SK	1/1	37			
6	"	"	PBI	CMH	1551	JG, SK BELLA WYNNE'S GRANDPA	1/1	24			
6	"	"	CMH	TEB	1552	JG, SK		14			
9	"	"	TEB	LCQ	1553	JG, AP, SK, JULIE	1/1	22			

CONFIDENTIAL DR_000050

I certify that the statements made by me on this form are true.

Pilot's Signature: *David Peterson*

Page Total	18	389		
Amount Forward	6467	83826	331126	
Total to Date	6485	84215	321126	

GIUFFRE007104
CONFIDENTIAL

Date 2018	Aircraft Make and Model	Aircraft Identification Mark	Points of Departure & Arrival		Miles Flown	Flight No.	Remarks, Procedures, Maneuvers, Embroidements	Number of Landings	Aircraft Category...		
			From	To					AIRPLANE	GLIDER	HELICOPTER
9	G-1159B	N909JE	LCQ	PBI		155	JG, AP, SK, JULIE	1/1	1	0	
12	"	"	PBI	TEB		155	JG, GM, AP, JOEL PASADENA, JULIE SHOT	1/1	2	5	
15	"	"	TEB	PBI		155	JG, GM, SARAH KELLY, MCLINAW/PLANE 1-1 FEMALE		2	5	
17	B-727-31	N908JE	LCQ	PBI		25	REPOSITION FROM PAINT (TSMO)	1/1	0	9	
18	"	"	PBI	CYRX		26	JG, GM, SK	1/1	4	3	
18	"	"	CYRX	LFPB		27	JG, GM, SK	1/1	4	9	
23	"	"	LFPB	LIML		28	JG, GM, SK	1/1	1	2	
23	"	"	LIML	LIPR		29	JG, EDWARD	1/1		8	
23	"	"	LIPR	LIML		30	JG, EDWARD	1/1		9	
24	"	"	LIML	EGGW		31	JG, GM, SK		1	7	
26	"	"	EGGW	HPN		32	JG, GM, SK		7	9	
30	"	"	HPN	PBI		33	JG, SK, GWEMPAULIN BEAL, JOEL PASADENA, KAREN CASER	1/1	2	5	
DEC 4	"	"	PBI	ISP		34	JG, SK	1/1	2	5	
4	"	"	ISP	PBI		35	JG, AP	1/1	2	7	
9	"	"	PBI	TIST		36	JG, GM, AP, 1 FEMALE	1/1	2	2	
13	"	"	TIST	HPN		37	JG, GM, SK, AP, LEA, TERRY, JOEL PASADENA, SARAH KELLY, MCLINAW/PLANE 1-1 FEMALE	1/1	4	0	
15	"	"	HPN	CMH		38	JG, JOEL PASADENA, SARAH KELLY, MCLINAW/PLANE 1-1 FEMALE	1/1	1	5	
16	"	"	CMH	PBI		39	SK		2	1	

CONFIDENTIAL DR_000051

I certify that the statements made by me on this form are true.

Pilot's Signature David Rodgers

Page Total	76	286			
Amount Forward	6485	8421	5	33	112
Total to Date	6149	8450	1	33	112
	6492				
	6155				

GIUFFRE007105
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Date 2019 AUG	Aircraft Make and Model	Aircraft Identification Mark	Points of Departure & Arrival		Miles Flown	Flight No.	Remarks, Procedures, Maneuvers, Endorsements	Number of Landings	Aircraft Category...		
			From	To					BIPLANE	GLIDER	HELICOPTER
4	C-421B	N9086M	Zorro	SAF		PATERNITY, 2 MEN (STANDARD PASSENGERS)	✓	5			
4	"	"	SAF	ZORRO		PATERNITY, 2 MEN (STANDARD PASSENGERS)	✓	5			
4	"	"	ZORRO	ZORRO		HARRY VISORKE TAKING PICTURES OF HICK & LV HOUSE	✓	5			
30 DEC	B-727-31	N9085G	HPN	PBE		JE, SK, GB, JP, KC	✓	25			
4	"	"	PBE	ISP		JE, SK	✓	25			
4	"	"	ISP	PBE		JE, AP	✓	27			
9	"	"	PBE	TEST		JE, GM, AP, 1 FEMALE	✓	22			
13	"	"	TEST	HPN		JE, GM, SK, AP, GT, CW, CP	✓	40			
15	"	"	HPN	CMH		JE, SL, 2 FEMALES, 2 MALES	✓	15			
16	"	"	CMH	PBE		JE		21			
17	"	"	PBE	TEST		JE, GM, SK, 1 FEMALE	✓	26			
26	"	"	TEST	TLPL		JE, GM, SK, AP, FLEW PERRYMAN BOB ALBERT	✓	11			
26	"	"	TLPL	PBE		JE, GM, SK, AP, FLEW PERRYMAN BOB ALBERT	D/O	36			
30	"	"	PBE	TEST		JE, GM, AP, SK, 1 FEMALE		24			
2001 JAN 6	"	"	TEST	EWR		JE, GM, SK, AP, ALEXIA WALLACE, SEAN LANEZ	✓	41			
11	"	"	EWR	PBE		JE, GM, ROCCO, WARTON, MARGARET, 1 FEMALE	✓	20			
13	G-1159B	N909JE	PBE	MBPV		JE, GM	✓	15			
13	"	"	MPPV	PBE		JE, GM		17			
14	B-727-31	N9085G	PBE	LGA		JE, GM	✓	22			
I certify that the statements made by me on this form are true.							Page Total	157	408		
Pilot's Signature <u>David Redakis</u>							Amount Forward	6492 6155	84501	33117	
							Total to Date	6507 117	94909	33117	

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GIUFFRE007106
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Date	Aircraft Make and Model	Aircraft Identification Mark	Points of Departure & Arrival		Aircraft Flown	Flight No.	Remarks, Procedures, Maneuvers, Endorsements	Number of Landings	Aircraft Category...				
			From	To					AIRPLANE	GLIDER	HELICOPTER		
APR 15	B-727-31	N908JE	LGA	BED		47	JE	✓	7				
15	"	"	BED	HPN		48	JE, JESSICA		8				
17	"	"	HPN	TEST		49	JE, GM, SK, AP, CINDY LOBEZ, JOANNE, I FEMALE		3	4			
20	"	"	TEST	PBI		50	JE, GM, SK, AP, CINDY LOBEZ, JOANNE, I FEMALE, ALEXANDER, SPARTAN, GLENN, SMITH	✓	2	6			
22	"	"	PBI	HPN		51	JE, GM, SK, AP, CINDY LOBEZ, JOANNE	✓	2	5			
25	"	"	HPN	PBI		52	JE, GM, SK, AP, ALBERTO PINTO, IVES, PIER, GARDI, SIGVE, SVEIN, JONAS, JONAS		2	7			
27	"	"	PBI	TEST		53	JE, GM, AP, SK, ED TUTTLE, I MALE, I FEMALE	✓	2	4			
30	"	"	TEST	JFK		54	JE, GM, SK, AP, ED TUTTLE, CINDY LOBEZ	✓	3	7			
FEB 5	"	"	JFK	PBI		55	JE, GM, SK, AP, I MALE, I FEMALE	✓	2	8			
9	"	"	PBI	MDA		56	JE, SK, AP			9			
9	"	"	MDA	HPN		57	BILL CLINTON, 4 SECRET SERVICES, 2 MALES, I FEMALE, JE, GM, SK, AP		2	6			
10	"	"	HPN	LFPB		58	JE, GM, SK, AP, FLEUR PERILLON, MARIE LLOYD	✓	6	5			
13	"	"	LFPB	ESSA		59	JE, SK	✓	2	2			
14	"	"	ESSA	LFML		60	JE, SK	✓	2	4			
15	"	"	LFML	EGGW		61	JE, SK		1	8			
15	"	"	EGGW	BGR		62	JE, GM, SK		7	2			
16	"	"	BGR	PBI		63	JE, GM, SK		3	5			
18	G-1159B	N909JE	PBI	ABY		1559	JE	✓	1	4			
18	"	"	ABY	PBI		1560	EMPTY	✓	1	1			
I certify that the statements made by me on this form are true.								Page Total	10	51	0		
Pilot's Signature <i>Andrew Reynolds</i>								Amount Forward	6507 0162	8490	9	33	112
								Total to Date	6517 6169	8541	9	33	112

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GIUFFRE007107
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Date 2007	Aircraft Make and Model	Aircraft Identification Mark	Points of Departure & Arrival		Miles Flown	Flight No.	Remarks, Procedures, Manoeuvres, Endorsements	Number of Landings	Aircraft Category...		
			From	To					ATPL/PLN	GENRA	ACFT/EL
16	B-727-31	N908JE	PBI	ABY	64	JE, GM, SK, GLEN DUBON, 2 FEMALE RICHARD COOK	✓	1	3		
18	"	"	ABY	JFK	65	JE, GM, SK, GLEN DUBON, 2 FEMALE RICHARD COOK		2	1		
20	"	"	JFK	MRY	66	JE, SK, GERALDINE LATOSKA, MIT LAYTON STEVEN DANIEL, NENA ASEM ZIGAT	✓	5	9		
23	"	"	MRY	VNY	66	DIANE BRICKELL, CAROLAN FULLER, M SCHAC WOLF, DANICA JOHN BRICKMAN, KASENA MATSON, CANDY KELLY, ROSEMARY 6 FEMALE	✓	1	1		
23	"	"	MRY	VNY	67	JE, SK, KELLY BOVENA, NENA ASEM ZIGAT, 6 FEMALE	✓	1	1		
23	"	"	VNY	JAX	68	B CHUCK FMS, EMILIE ROBERTA, MARGARET LARRY MURPHY, SUE J. J. LANDON, ROGER, SLANE & RENE BATHENISE, ARLENE (WALMY)	✓	4	2		
25	G-1159B	N908JE	PBI	ABY	186		✓	2	5		
25	"	"	TGB	ABQ	192	GM	✓	4	3		
28	B-727-31	N908JE	JAX	PBI	71	B CHUCK	✓	1	2		
6	B-727-200	SEMULASEL	MFA	MFA		STEEP TURN, STALL, HOLDING,		2	0		
7	"	"	"	"		EMERGENCY DESCENT, P.T.O, UNUSUAL ATTITUDES, GLENE EISENBERG, M BUCK, MATHOU		2	0		
7	"	"	"	"		EMERGENCY DESCENTS, 2 GEARINGS OUT WINDS HIGH, HYDRAULIC FAILURE		2	0		
8	"	"	"	"		EMERGENCY DESCENT, HOLDING, GLENE GREG, WIFE WOLF, GREG		2	0		
10	B-727-31	N908JE	TIST	JFK	72	JE, GM, SK, AN, GENE, 2 FEMALE	✓	4	1		
14	"	"	JFK	PBI	73	JE, SK, JOE PAGANO, JULIE, TUD		2	5		
17	"	"	PBI	JFK	74	JE, SK, JOE PAGANO, JULIE, TUD, JEANIE	✓	2	6		
19	"	"	JFK	EGGW	75	BILL CLINTON, DOUG BATH, 3 SECRETS SERVICE JE, GM, SK	✓	6	7		
21	"	"	EGGW	JFK	76	BILL CLINTON, DOUG BATH, 10 SECRETS SERVICE JE, GM, SK, MOME CAMPBELL, 1 FEMALE		7	8		
22	"	"	JFK	PBI	77	JE, NICKIE SUMMERMANN SEPARATE FOR LPI		2	6		

CONFIDENTIAL DR_000054

I certify that the statements made by me on this form are true.

Pilot's Signature: David Redgate

Page Total	89	56	6		
Amount Forward	6517	8541	9	33	112
Total to Date	6169	8541	4	2	112

GJFFRE007108
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Date MO/YR	Aircraft Make and Model	Aircraft Identification Mark	Points of Departure & Arrival		Miles From	Flight No.	Remarks, Procedures, Manuevers, Endorsements	Number of Landings	Aircraft Category...			
			From	To					ACRANGE	CHCCL	HCCL	
APR 1	B-727-31	N908JE	PBI	TIST		78	JE, G.M.S.K, AP, 2 PERMITS	1/1	2	3		
5	"	"	TIST	PBI		79	SCANNING FOR LV	1/1	2	7		
5	"	"	PBI	IAD		80	SCANNING FOR LM		2	1		
6	"	"	IAD	PBI		81	SCANNING FOR LM	1/1	2	3		
8	"	"	PBI	JFK		82	JE, SK, SHELLY LEWIS	2/1	2	5		
20	B-727-200	SIMULABOR	MFA	MFA			PRE-FLIGHT TR LOSS, CSO LOW OIL PRESSURE AND PROBLEMS, START VALVE PROBLEM, HITS START		2	0		
22	"	"	"	"			NO APU START, LOSS OF ALL GENERATORS, STOPS FROM MANUAL MANOEUVRE CONTROL		2	0		
23	"	"	"	"			APU EDGE, BATTERY START, CROSS FEED		2	0		
24	"	"	"	"			START ENGINE FIRE, ENGINE SHUT DOWN		2	0		
25	"	"	"	"			EMERGENCY START, FUEL PUMPING, SYSTEM BLOSS, ELECTRICAL SUBSYSTEM, SYSTEM A+B LOSS		2	0		
26	"	"	"	"			TWO GENERATORS INOPERATIVE, TWO WING ENGINES INOPERATIVE, EMERGENCY, LOW OIL PRESSURE, LOW OIL		2	0		
27	"	"	"	"			APU DUMP FAILURE, APU FIRE, LCD MONITOR LOSS OF ALL GENERATORS, ENGINE FIRE		2	0		
29	B-727-31	N908JE	PBI	ABQ		90	JE, G.M.S.K PERMITS		4	1		
APR 2	"	"	ABQ	JFK		91	JE, G.M.S.K	1/1	3	2		
4	"	"	JFK	PBI		92	JE, SHELLY LEWIS	1/1	2	4		
TOTALS REPORTED TO												

CONFIDENTIAL DR_000055

I certify that the statements made by me on this form are true.

Pilot's Signature David Rodriguez

Page Total	35	36	6			
Amount Forward	6520 6175	8598	5	3	3	112 6
Total to Date	6520 6180	8635	1	3	3	112 6

GIUFFRE007109
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Date 19 2002	Aircraft Make and Model	Aircraft Identification Mark	Points of Departure & Arrival		Miles Flown	Flight No.	Remarks, Procedures, Maneuvers, Endorsements	Number of Landings	Aircraft Category...				
			From	to					Fixed Wing	Helicopter	Other		
JUN 21 11 24	N404GM	C-421B	PBI	FXG			DIS. BY BROTHERS OPERATION TO HAWK EMBLERS SET UP	1	6				
11	N908JC	B-727-31	PBI	JFK		93	JG, SK	1	25				
11	B-727-31	N908JC	JFK	LFPB		94	JG, GM, SK	1	72				
13	"	"	LFPB	LFPB		95	REPOSITION		5				
13	"	"	LFPB	EGGW		96	JG, GM, SK		8				
16	"	"	EGGW	LFMN		97	JG, GM, SK	1	18				
19	"	"	LFMN	UNNT		98	JG, GM, SK	1	67				
20	"	"	UNNT	RJTA		99	JG, GM, SK	1	65				
22	"	"	RJTA	VIAH		100	JG, GM, SK, PRESIDENT (ALL CLIENTS) MARKS, DUBO, BOND, JONING, JESSICA		40				
23	"	"	VIAH	ZGSZ		101	SAME AS ABOVE		4				
23	"	"	ZGSZ	WSSS		102	SAME AS ABOVE		34				
25	"	"	WSSS	VTBD		103	SAME AS ABOVE		22				
25	"	"	VTBD	WBSB		104	SAME AS ABOVE		26				
27	"	"	WBSB	WRRR		105	JG, GM, SK	1	21				
29	"	"	WRRR	VCBE		106	JG, GM, SK		52				
29	"	"	VCBE	OMDB		107	JG, GM, SK		44				
30	"	"	OMDB	LFPB		108	JG, GM, SK		38				
31	"	"	LFPB	EGGW		109	JG, GM, SK	1	10				
JUL 7	"	"	EGGW	EIPW		110	REPOSITION		17				
I certify that the statements made by me on this form are true.								Page Total	67	574			
<p style="font-size: 24px; font-weight: bold;">A. Annual Report</p>								Amount Forward	6337	8635	36	112	6
								Total to Date	6539	1111	77	112	1

CONFIDENTIAL DR_000056

GIUFFRE007110
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CONFIDENTIAL

Date 19 2002	Aircraft Make and Model	Aircraft Identification Mark	Points of Departure & Arrival		Miles Flown	Flight No.	Remarks, Procedures, Maneuvers, Endorsements	Number of Landings	Aircraft Category...			
			From	To					Part 135	General	Part 121	
8	B-727-31H	N908JE	ESDW	JFK		111	JG, GM, SK	1/1	6	9		
8	"	"	JFK	PBI		112	JG, SK	1/1	2	3		
12	G-1159B	N909JE	PBI	PBI		1537	GMU FLIGHTS - SCAR RELEY, GARD CORRELL	1/1	2	7		
14	B-727-31H	N908JE	PBI	BOS		113	REPOSITION		2	6		
14	"	"	BOS	TEST		114	JG, SK, CINDY LOPEZ, LINDA HINES		3	7		
16	"	"	TEST	JFK		115	JG, GM, SK, CINDY LOPEZ, LINDA HINES	1/1	3	8		
19	G-1159B	N909JE	PBI	TEB		1538	REPOSITION PETE RODRIGUEZ	1/1	3	2		
19	"	"	TEB	PBI		1539	JG, GM, SK, CINDY LOPEZ PETE RODRIGUEZ		2	5		
21	"	"	PBI	MYEF		1570	JG, GM, SK, CL, JEAN LUC BRUNO, PETE RODRIGUEZ	1/1	1	1		
21	"	"	MYEF	PBI		1571	REPOSITION PETE RODRIGUEZ	0/0	1	2		
23	"	"	PBI	MYEF		1572	REPOSITION PETE RODRIGUEZ	0/0	1	1		
23	"	"	MYEF	TEB		1573	JG, GM, SK, CL, JEAN LUC BRUNO, PETE RODRIGUEZ	1/1	2	4		
23	"	"	TEB	PBI		1574	REPOSITION PETE RODRIGUEZ		2	5		
27	B-727-31H	N908JE	JFK	LFPB		116	JG, GM, SK, OP, ANDREW FELKIN, ALCANTARA, GUYARD, PETER VAN NUNEN, LINDA HINES, CINDY LOPEZ, JEAN LUC BRUNO, DR. HENRY J. BRUCE, HENRIK JENSEN, JEAN LUC BRUNO, ALICE WALL, AMANDA WILKINSON	1/1	7	1		
29	"	"	LFPB	LFTH		117	SAFARI 110		1	3		
10	"	"	LFTH	LFPB		118	JG, JURE CANCER, PACE	1/1	1	3		
13	"	"	LFPB	LFMN		119	JG	0/0	1	2		

CONFIDENTIAL DR_000057

I certify that the statements made by me on this form are true.
 Daniel Perdomo

Page Total	8/7	47	6		
Amount Forward	6534	8692	5	33	112
	6187				
	6547				

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Date 2002	Aircraft Make and Model	Aircraft Identification Mark	Points of Departure & Arrival		Miles Flown	Flight No.	Remarks, Procedures, Maneuvers, Endorsements	Number of Landings	Aircraft Category...				
			From	To					Normal	Complex	Acrobatic		
JUL 13	B-727-31H	N908JG	LFMN	GMTT		120	JG, GM, SK, AP, CINDY LOPEZ		2	1			
13	"	"	GMTT	GMMC		121	JG, GM, SK, CL, AP					7	
13	"	"	GMMC	LPAZ		122	JG, GM, SK, AP, CL, PRESIDENT CLINTON DOUG RAMBO, MIKE & SECRET SERVICE		2	4			
13	"	"	LPAZ	JFK		123	JG, GM, SK, AP, CL, PRESIDENT BILLCLENTON, DOUG RAMBO, MIKE, & SECRET SERVICE		5	8			
18	"	"	JFK	PBE		124	JG, SHELLEY LEWIS, 2 FEMALES					2	
19	"	"	PBE	JAX		125	KRISTY RODGERS GREG HOLDPORT, ALYSSA HOLDPORT - C CHECK					1	
AUG 4	G-1159B	N909JG	PBE	MVY		1583	JG, 1 FEMALE					2	
4	"	"	MVY	BED		1584	JG, 1 FEMALE					7	
4	"	"	BED	TEB		1585	JG, 1 FEMALE					9	
5	"	"	TEB	SAF		1586	JG, SK, 2 FEMALES	1/1	3	9			
6	C-172XP	N739SP	ACG	ACG			172 CHECK OUT	3/3		9			
6	206L3	N474AW	ZORRO	ACG									
15	B-727-31H	N908JG	JAX	JAX		126	C-CHECK FLIGHT TEST	1/1		9			
16	"	"	JAX	PBE		127	RETURN FROM C-CHECK					1	
17	G-1159-B	N909JG	SAF	TEB		1589	JG, GM, SK, CINDY LOPEZ, VIRGINIA RUIZ, MAX CONWAY, ALFREY MARGARETA, MIKE SIMPSON					3	
18	"	"	TEB	PBE		1590	JG, VICTORIA ROBERTS, 1 FEMALE					2	
21	B-727-31H	N908JG	PBE	TEST		128	JG, SHELLEY LEWIS					2	
25	"	"	TEST	JFK		129	JG, SK	1/1	3	6			
28	"	"	JFK	LFPB		130	JG, SK, CINDY LOPEZ, 1 FEMALE					6	
I certify that the statements made by me on this form are true.								Page Total	6	44	0		
A. J. ...								Amount Forward	6547	6194	8740	33	112

CONFIDENTIAL DR_000058

GIUFFRE007112
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Date	Aircraft Make and Model	Aircraft Identification Mark	Points of Departure & Arrival		Miles Flown	Flight No.	Remarks, Procedures, Maneuvers, Endorsements	Number of Landings	Aircraft Category...		
			From	To					AIRPLANE	GLIDER	HELICOPTER
2002											
31 AUG	B-727-314	N908JE	LFPB	EGBB		131	JE, NICOLE JUNKERMANN	1/1	10		
2 SEP	"	"	EGBB	LFPB		132	JE, NICOLE JUNKERMANN		10		
3	"	"	LFPB	JFK		133	JE, SK, CINDY LOPEZ, KEVIN LUC BRUNEL	1/1	75		
4	"	"	JFK	PBE		134	JE, 1 FEMALE		25		
8	G-1159B	N909JE	PBE	TEB		1592	JE, ANDREA, 2 FEMALES		27		
9	G-1159B	"	TEB	BED		1593	JE, SHELLEY LEWIS	1/1	9		
9	"	"	BED	TEB		1594	JE, SHELLEY LEWIS		9		
10	"	"	TEB	TEST		1595	JE, SHELLEY LEWIS, ANDREA 1 FEMALE		38		
15	"	"	TEST	PBE		1596	JE, SK, DRANE FLETCHER	1/1	26		
21	B-727-314	N908JE	JFK	LPAZ		136	PRESIDENT WILLIAM S. ESTERDA, JEFF KEVIN SPALEY, CHRIS TULLER, JES, CM, SK, CL, CHANTAL DAVIES, ANDREA MICROVEN, BOB BOND, DAVE SLING, JIM KENNEDY, GREG NOUNES, ROONEY, LARRY CASEY, LARRY WASSERMAN, RON BURKE, KYLE SMITH	1/1	52		
22	"	"	LPAZ	DGAB		137	SAME AS ABOVE LESS RON BURKE	1/1	57		
23	"	"	DGAB	DNAA		138	SAME AS ABOVE LESS RON BURKE	1/1	17		
24	"	"	DNAA	HRYP		139	SAME AS ABOVE LESS RON BURKE		40		
25	"	"	HRYP	FQMA		140	SAME AS ABOVE PLUS ERIC MALDEN		33		
26	"	"	FQMA	FACT		141	SAME AS ABOVE	1/1	24		
27	"	"	FACT	FATS		142	SAME AS ABOVE LESS JES, CM, SK, CL, CHANTAL DAVIES, ANDREA MICROVEN		21		
28	"	"	FATS	FACT		143	SAME AS ABOVE LESS GARY SMITH, BOB MALDEN, BOB		20		
29	"	"	FACT	DGAB		144	SAME AS ABOVE PLUS JES, CM, SK, CL, CHANTAL DAVIES, ANDREA MICROVEN		62		
29	"	"	DGAB	LFPB		145	SAME AS ABOVE	1/1	65		

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I certify that the statements made by me on this form are true.

Pilot's Signature

David Rodolakis

Page Total	5/6	625		
Amount Forward	6533 6200	87841	33	113
Total to Date	6558 6206	88466	33	113

GIUFFRE007113
CONFIDENTIAL

Date 18 2002	Aircraft Make and Model	Aircraft Identification Mark	Points of Departure & Arrival		Miles Flown	Flight No	Remarks, Procedures, Maneuvers, Endorsements	Number of Landings	Aircraft Category...		
			From	To					AIRPLN	GLIDER	HELICOPTER
29	B-727-311	N909JK	LFPB	EGGW	146	SAME AS ABOVE LESS JG, SK, 2D LAUNCH & CLIMB W/ACCEL MAN	1/1	9			
BEST	"	"	EGGW	LFPB	147	JG, CM, NECK & EDWARDS SIMMUNDS		10			
2	"	"	LFPB	JFK	148	JG, CM, SK, CL AND RGA METROVECH		8	1		
3	"	"	JFK	PBI	149	JG, SK, AMORGA METROVECH, NECK SIMMUNDS		2	4		
6	G-1159B	N909JK	PBI	TEB	150	JG, SK, AMORGA, RGA P, 1 EOMMO		2	3		
11	"	"	TEB	PBI	151	JG, CM, AMORGA, RGA, STAGE		2	5		
14	"	"	PBI-OPF-PBI		154	MARK POSTER - PPC JLS SINGLE ENG COME + GO DRUM SC	1/1	8			
15	"	"	PBI	TEB	160	JG, CM, AMORGA METROVECH, RYAN DEONIC	1/1	2	4		
17	"	"	TEB	TEST	161	JG, SK, AMORGA METROVECH		3	7		
21	"	"	TEST	PBI	162	JG, SK, AMORGA HANIS, JULIETTE PRYANT	1/1	2	6		
30	"	SEMULATOR	JFK	MIV ^{ES}		STEP TURN, SMALL, SLOW CLIMB, REJECTED TAKEOFF HOLDING		2	0		
30	"	"	MIV	JFK ^{ES}		SINGLE ENG ONE APPROACH TURN APPROACH EMERGENCY DESCENT, FLIGHT, CLIMB		2	0		
31	"	"	SWF	JFK ^{ES}		EMERGENCY, SEMI-CIRCLE APPROACH, DOUBLE SINGLE CIRCLE, SQUADRA-APPROACH	3/3	2	0		
NOV 3	"	N909JK	PBI	TEST	163	JG, SK, AMORGA METROVECH	1/1	2	3		
6	B-727-200	SEMULATOR	MIA	MIA ^{NEW}		DOUBLE ENGINE FAILURE LOW ALTITUDE CLIMB, AMORGA, CLIMB, 2D, 3D, 4D 2D LOW, 3D PRESSURE, HIGH PINK TON, ENGINE VIB, LOSS OF ALL GEN/STARS		2	0		
6	"	"	MIA	MIA		JG, SK, NECK, METROVECH, AMORGA FLIGHT, 2D, 3D, 4D, 5D, 6D, 7D, 8D, 9D, 10D		2	0		
10	G-1159B	N909JK	TEST	TEB	164	JG, SK, NECK, METROVECH, AMORGA FLIGHT, 2D, 3D, 4D, 5D, 6D, 7D, 8D, 9D, 10D	1/1	4	3		
15	"	"	TEB	TEST	165	JG, SK, NECK, METROVECH, AMORGA FLIGHT, 2D, 3D, 4D, 5D, 6D, 7D, 8D, 9D, 10D		2	6		
15	"	"	TEST	PBI	166	JG, SK, NECK, METROVECH, AMORGA FLIGHT, 2D, 3D, 4D, 5D, 6D, 7D, 8D, 9D, 10D		2	6		

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I certify that the statements made by me on this form are true.

G. J. Jordan

Page Total	48	44	5
Amount Forward	6558 6206 1567	8846	33113

GIUFFRE007114
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Date 19-- 20--	Aircraft Make and Model	Aircraft Identification Mark	Points of Departure & Arrival		Miles Flown	Flight No.	Remarks, Procedures, Maneuvers, Endorsements	Number of Landings	Aircraft Category...			
			From	To					Category 1	Category 2	Category 3	
Nov 18	B-727-31H	N4255 JC	PBE	TEST		RECALIBRATION	1/1	2	4			
18	"	"	TEST	LPAZ		JG, GM, SK, ANABLA METROVESH, METROVESH, GYD DUTLE		5	6			
19	"	"	LPAZ	L+PB		JG, GM, SK, ANABLA METROVESH, METROVESH, GYD DUTLE	1/1	4	1			
22	"	"	L+PB	ERCH		JG, SK, JEAN EC BIRNAC, ANABLA METROVESH		1	8			
22	"	"	ERCH	ULWW		JG, GM, SK, ANABLA METROVESH		3	5			
24	"	"	ULWW	ULLI		JG, GM, SK, ANABLA METROVESH	1/1	1	4			
24	"	"	ULLI	GRND		JG, GM, SK, ANABLA METROVESH		3	6			
24	"	"	ERCH	JFK		JG, GM, SK, ANABLA METROVESH		3	6			
26	"	"	JFK	PBE		JG, SK, ANABLA METROVESH, METROVESH, GYD DUTLE		2	7			
DEC 1	"	"	PBE	JFK		JG, GM, SK, ANABLA METROVESH, METROVESH, GYD DUTLE		2	5			
5	"	"	JFK	PBE		JG, GM, SK, ANABLA METROVESH, METROVESH, GYD DUTLE		2	5			
9	"	"	PBE	TEST		JG, GM, SK, ANABLA METROVESH, METROVESH, GYD DUTLE	1/1	2	4			
15	"	"	TEST	PBE		JG, GM, SK, ANABLA METROVESH, METROVESH, GYD DUTLE		2	5			
21	G-1154B	N4095G	PBE	ABY		JG	1/1	1	2			
31	"	"	ABY	PBE		JG		1	1			
23	"	"	PBE	TEST		JG, GM, SK, ANABLA METROVESH, METROVESH, GYD DUTLE	1/1	2	3			
2003 2 JAN	"	"	TEST	PBE		JG, GM, SK, ANABLA METROVESH, METROVESH, GYD DUTLE	1/1	2	8			
6	"	"	PBE	TEB		JG, GM, SK, ANABLA METROVESH, METROVESH, GYD DUTLE		2	4			
9	"	"	TEB	PBE		JG, SK, VALSAN		2	4			
I certify that the statements made by me on this form are true.							Page Total	7/6	53	1		
Amount Forwarded							6567	8896	1	3	3	113
							6214					
Total to Date							6574	8949	2	3	3	113

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CONFIDENTIAL DR_000061

GIUFFRE007115
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CONFIDENTIAL DR_000062

Date	Aircraft Make and Model	Aircraft Identification Mark	Points of Departure & Arrival		Miles Flown	Flight No.	Remarks, Procedures, Maneuvers, Endorsements	Number of Landings	Aircraft Category...		
			From	To					PERPLANE	GLIDER	HELICOPTER
11	B-721-311	N408JC	PBI	PBI		TEST FLIGHT - 2000 FT CAPEN			5		
13	B-721-311	N408JC	PBI	JFK		JG CM SK, MAGALE BLACKMAN, VALSON, MICHAEL LIEPMANN, ANDREJ MIZRANITSA	✓	2	2		
17	"	"	JFK	PBI		JG CM SK, MICHAEL LIEPMANN, RYAN WALKER, MICHAEL BLACKMAN		3	1		
22	"	"	PBI	TIST	171	JG CM SK, MAGALE BLACKMAN, RYAN WALKER, MICHAEL LIEPMANN	✓	2	2		
25	"	"	TEST	PBI	172	JG CM SK, RYAN WALKER, MICHAEL LIEPMANN	✓	2	8		
26	"	"	PBI	JAX	173	JG CM SK, MICHAEL LIEPMANN, RYAN WALKER, MICHAEL BLACKMAN, RYAN WALKER	✓	2	5		
31	"	"	TEB	PBI	185	JG CM SK, MAGALE BLACKMAN, MICHAEL LIEPMANN		2	6		
Feb 1	B-721-311	N408JC	JAX	PBI	174	JG CM SK, MICHAEL LIEPMANN, RYAN WALKER	✓	1	0		
3	"	"	PBI	JFK	175	JG CM SK, MICHAEL LIEPMANN, MICHAEL BLACKMAN		2	3		
7	"	"	JFK	PBI	176	JG CM SK, MAGALE BLACKMAN, MICHAEL LIEPMANN	✓	2	8		
11	"	"	PBI	TEST	177	JG CM SK, MAGALE BLACKMAN, RYAN WALKER, MICHAEL LIEPMANN		2	5		
12	"	"	TEST	LEGR	178	JG CM SK, MAGALE BLACKMAN, RYAN WALKER, MICHAEL LIEPMANN, ANDREJ MIZRANITSA	✓	7	2		
13	"	"	LEGR	LFPB	179	JG CM SK, MAGALE BLACKMAN, RYAN WALKER, MICHAEL LIEPMANN	✓	2	2		
17	"	"	LFPB	CYQX	180	JG CM SK, MAGALE BLACKMAN, RYAN WALKER, MICHAEL LIEPMANN, ANDREJ MIZRANITSA		5	5		
17	"	"	CYQX	PBI	181	JG CM SK, MAGALE BLACKMAN, RYAN WALKER, MICHAEL LIEPMANN, ANDREJ MIZRANITSA		5	5		
23	"	"	PBI	JFK	182	JG CM SK, MAGALE BLACKMAN, RYAN WALKER, MICHAEL LIEPMANN, ANDREJ MIZRANITSA	✓	2	8		
25	"	"	JFK	MRY	183	JG CM SK, MICHAEL LIEPMANN, RYAN WALKER, MICHAEL BLACKMAN		6	3		
						OMITTED LOG BOOK ENTRIES	109/109	11	8		
Page Total							110/115	66	8		
Amount Forwards							6074	8449	2	3	113
							10210				
							6690				

I certify that the statements made by me on this form are true.

① - S.J. ...

GUFFRE007116
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Date to 2003	Aircraft Make and Model	Aircraft Identification Mark	Points of Departure & Arrival		Miles Flown	Flight No.	Remarks, Procedures, Maneuvers, Endorsements	Number of Landings	Aircraft Category...					
			From	To					ADG PLANE	G-LINER	HELICOPTER			
Feb 2003	B-727-31H	N908JE	MRY	ABQ		184	JG, CM, SK, EMMP TYLER, BRENT MAGALE BLACHON		1	0	0			
4	"	"	ABQ	JFK		185	JG, CM, SK, ET, MAGALE BLACHON JULIETTE BRANT		3	5				
5	"	"	JFK	PBI		186	JG, MAGALE BLACHON		2	8				
12	B-727-200	2-ENG PERUCCO SIMULATOR	MFA	LCL			M.B.D.M.		2	5				
12	"	"	"	"					2	5				
13	"	"	"	"					2	5				
13	"	"	"	"					2	5				
17	G-1159B	N909JE	PBI	TEB			JG, CM, SK, MICHAEL LEFEMANN, MAGALE BLACHON, BRENT		2	4				
19	"	"	TEB	BEJ		187	JG	1/1	1	0				
19	"	"	BEJ	TEB			JG		1	1				
20	"	"	TEB	PBI			JG, CM, SK, PRESIDENT ANTONIO PASTRANA MICHAEL LEFEMANN, JEAN LUC BRUNEL		2	8				
21	"	"	PBI	MYNN			JG, CM, SK, PRESIDENT ANTONIO PASTRANA, JEAN LUC BRUNEL	1/1	1	0				
23	"	"	MYNN	PBI		125	JG, CM, SK, JEAN LUC BRUNEL			8				
25	B-727-31H	N908JE	PBI	JFK		187	JG, CM, SK, JEAN LUC BRUNEL, SK MICHAEL LEFEMANN		2	5				
27	"	"	JFK	TISS		1000	JG, SK, CENNY LUPAT, MAGALE BLACHON BRENT FINOCELL		3	3				
APRIL 2	"	"	TISS	SBGR		184	JG, CM, SK, JEAN LUC BRUNEL MICHAEL LEFEMANN, NAOMI CAMPBELL		6	4				
5	"	"	SBGR	GVAC		190	JG, CM, SK, JEAN LUC BRUNEL MAGALE BLACHON		6	2				
6	"	"	GVAC	LFPB		191	JG, CM, SK, JEAN LUC BRUNEL MAGALE BLACHON	1/1	5	2				
10	"	"	LFPB	CYOK		192	JG, CM, SK, MICHAEL LEFEMANN EVELYN BUDGET, SUZILANA CRIBZ-MOVS		5	4				
I certify that the statements made by me on this form are true.								Page Total	7/3	56	2			
Pilot's Signature: <u>David Zedofez</u>								Amount Forward	6090 6335	9015	2	3	3	113
								Total to Date	6093 6338	9071	4	3	3	113

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GIUFFRE007117
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Date 19 2003	Aircraft Make and Model	Aircraft Identification Mark	Points of Departure & Arrival		Miles Flown	Flight No.	Remarks, Procedures, Maneuvers, Endorsements	Number of Landings	Aircraft Category--				
			From	To					AIRPLANE	GENERAL	HELICOPTER		
APRIL 12	B-727-31H	N908JE	CYQX	PBI		199	JE, GM, EMBLA BOWLET, ANDRZEJ CIECHAN SK, SOUTLAND GRIZZARD	5	2				
13	C-1159B	N909JE	CMH	TEB		1623	LM, JE, ML, SK, BT	1	2				
13	"	"	PBE	CMH		1626	LM, JK, ML, SK, BT	1/1	2	2			
14	"	"	TEB	MIV		1628	LM		8				
16	"	"	MIV	TEB		1629			8				
17	"	"	TEB	PBE		1632	JE, SK, BT, GM CRON, LOPEZ, ANDRZEJ MISTRONETCIT		2	4			
21	"	"	PBE	ADS		1631	JK, SK, BT, CL	1/1	2	8			
21	"	"	ADS	SAC		1632	JK, CL, SK, BT	1/1	1	6			
24	"	"	SAC	SBA		1637	JK, SK, TEOLA PAVES, DEANE		2	0			
24	"	"	SBA	VNY		1634	JE, SK, CAROLINE PAVES, DEANE KELLY BOWEN, GEMMY TAYLOR			6			
26	"	"	VNY	TEB		1635	JE, SK	1/1	4	8			
MAY 3	"	"	TEB	IAD		1636	ANDRZEJ MISTRONETCIT, SK, BT			9			
3	"	"	IAD	PBE		1637	JE, AM, SK, BT		2	1			
7	BHT-40	N407BP	BELLECHUR	HURST, TX			POWELL TURNING GEAR STOP, NO HYDRAULICS HOWER AUTOS, SLOPES				1	3	
7	"	"	"	"			AUTOROTATION, 180 AUTOROTATION NO HYDRAULICS, HOWER AUTOS				1	2	
8	"	"	"	"			AUTOROTATION, 180 AUTOROTATION NO HYDRAULICS, AUTO HOWER				1	5	
9	"	N4060Y	"	"			AUTOROTATION 180 AUTOROTATION NO HYDRAULICS, HOWER AUTO, SLOPES				1	0	
12	"	N491GM	TEST	TEST			LARRY USSOR					4	
12	B-727-31H	N908JE	TEST	JFK		195	JE, AM, SK, BT, TEOLA PAVES, TAYLOR, CROWE, DEANE, ANDRZEJ MISTRONETCIT		3	7			
I certify that the statements made by me on this form are true.								Page Total	4/3	3/1		5/4	
Pilot's Signature: <i>Paul Roden</i>								Amount Forward	6693	4071	4	33	113
								Total to Date	6697	9100	2	22	114

CONFIDENTIAL DR_000064

GIUFFRE007118
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Date	Aircraft Make and Model	Aircraft Identification Mark	Points of Departure & Arrival		Miles From	Flight No.	Remarks, Procedures, Maneuvers, Endorsements	Number of Landings	Aircraft Category...			
			From	To					ASPLANE	COLIDER	HELICO	
19 2003												
MAY 20	B-727-31W	N908JE	LIRA	LEMD		1918	JE, AM, JEPAN Linc PRV, G.M, SK REFE PART 110-13 REFE PART 110-13		2	2		
21	"	"	LEMD	JFK		1949	JE, JEAN LUC PROCEL		7	6		
22	"	"	JFK	PBI		200	JE, JESE PROKON, TOPP MASTER BROUPT TENDAL	✓	2	6		
26	G-1159B	N904JE	PBI	TEB		1638	JE, BT, JULIE	✓	2	5		
30	"	"	TEB	TEST		1639	JE, AM, SK, BT		4	0		
JUN 4	"	"	TEST	TEB		1640	JE, AM, SK, BT	✓	3	8		
4	BHT-407	N491GM	TEST	TEST			JE, AM, SK, VALERIE OTREN					
7	G-1159B	N909JE	TEST	PBI		1641	JE, AM, SK, VC		2	5		
11	"	"	PBI	TEB		1642	JE, AM, SK	✓	2	6		
14	"	"	TEB	CYUL		1643	JE, DEUX BAMB, GM		1	2		
14	"	"	CYUL	PBI		1644	JE, DEUX BAMB, GM		3	0		
17	B-727-31W	N908JE	PBI	MYNN		201	JE, AM, VC, SK <u>BOB BROWN</u>			8		
17	"	"	MYNN	JFK		202	JE, AM, GM, SK, VC <u>BOB BROWN</u>		2	6		
29	"	"	TEST	JFK		206	JE, BT, SUSAN HAMBLEN, JULIE PROKON		3	0		
JUL 2	"	"	JFK	PBI		207	JE, BT, FABRICAM PA-HSO JULIE, SK, SH	✓	2	4		
7	G-1159B	N904JE	PBI	TEB		1615	JE, BT, FF, SK, SH	✓	2	6		
11	"	"	TEB	PBI		1616	JE, AM, SH	0/D	2	4		
14	"	"	PBI	TEB		1617	JE, AM, BT, SH, MACKLA	✓	2	5		
14	"	"	TEB	MEV		1618	"	✓		8		

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I certify that the statements made by me on this form are true.

Pilot's Signature *David Rodriguez*

Page Total	8/6	49	9		
Amount Forward	6697 6341	9102	5	33	118
Total to Date	6705 6347	9152	4	33	118

GIUFFRE007119
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Date 19__ 2003	Aircraft Make and Model	Aircraft Identification Mark	Points of Departure & Arrival		Miles Flown	Flight No.	Remarks, Procedures, Maneuvers, Endorsements	Number of Landings	Aircraft Category...				
			From	To					ADRP/PLNG	GEN/RC	HELICOPT		
31 Aug 4	B-727-31H	N908JE	JFK	PBE		215 JG, BT, AM, MYL, GM, SK [GARY ROXBOROUGH]	✓	2	5				
4	"	"	PBE	TIST		216 JG, BT, AM, GM, SK [GARY ROXBOROUGH]	✓	2	4				
4	BH-407	N491GM	LSS	TIST			0/0						
5	"	"	TIST-LSS	TIST									
10	B-727-31H	N908JE	TIST	JFK		217 JG, AM, BT, GM, MYL, GM, SK [GARY ROXBOROUGH]	✓	3	8				
10	"	"	JFK	PBE		218 [GARY ROXBOROUGH]		2	5				
13	G-1159B	N909JE	MIV	TEB		1649 [GARY ROXBOROUGH]	✓		4				
13	"	"	TEB	SAF		1650 JG, AM, BT, GM	✓	3	3				
20	"	"	SAF	ASE		1651 JG, SK, GM			8				
20	"	"	ASE	TEB		1652 JG, GM, SK			3	8			
22	"	"	TEB	PBE		1653 JG, GM, SK, TM	✓	2	3				
31	B-727-31H	N908JE	PBE	JAX		219			9				
31	G-1159B	N909JE	PBE	TEB		1654 JG, BT, GM, SH,		2	5				
31	"	"	TEB	TEB		1655			3				
31	"	SPMULATOR	LGB	LGB		HOLDING JACK REARDY - SEA CASE [CHRIS GAMBLE]	✓	4	0				
17	"	"	LGB	LGB		HOLDING PETER RUCKER - CASE [CHRIS GAMBLE]		4	0				
18	"	"	LGB	LGB		[CHRIS GAMBLE]	4/4	4	0				
22	"	N909JE	PBE	TIST		1662 JG, BT, NAOLA, SK, SH, TD DRAVE SAVAGE - INSTRUCTOR	✓	2	6				
26	B-727-200	SPMULATOR	MSA	MIA				2	0				
I certify that the statements made by me on this form are true.								Page Total	12	43			
								Amount Forward	6765	9152	4	33	118
									6347				
									6717	4146	5	33	119

CONFIDENTIAL DR_000066

GIUFFRE007120
CONFIDENTIAL

Date	Aircraft Make and Model	Aircraft Identification Mark	Points of Departure & Arrival		Miles Flown	Flight No.	Remarks, Procedures, Manuevers, Endorsements	Number of Landings	Aircraft Category...		
			From	To					AIRPLANE	GLIDER	HELICOPTER
8/16	B-727-200	SEMULASERL	MFB	MFB		RCY PARTIAL INSTRUMENT		2	0		
9/27	C-172	N5279X	LNA	LNA		Dakota - Safety check PMA	3/3	5			
27	"	"	"	"		GP AVIATION - EXAMINER	2/2	8			
29	G-1159B	N909JC	PBI	TEB	1164	GM		2	4		
30	"	"	TEB	PBI	1165	AM, FRAM, PAUL'S EPSCON		2	6		
29	"	"	PBI	TEB	1166	JE, AM, SK, TD, VC		1	5		
2	BHT-407	N491GM	PBI	MTN		LARRY VITORE					1
2	BHEF407	N491GM	MYEF	MBPX		LV					2
3	"	"	MDPP	MDPC		LV					1
3	"	"	TEST	TEST		LV					1
3	N9159B	N909JC	TEB	PBI	1167	JE, AM, SK, TD			2	6	
6	"	"	PBI	BED	1168	JE, AM, SK, TD		1	8		
7	"	"	BED	TEB	1169	JE, SK			1	0	
11	"	"	TEB	PBI	1170	JE, BT, GM, TD, UNCLE		1	1		
14	"	"	PBI	TEB	1171	JE, BT, GM, SK			2	5	
16	"	"	TEB	PBI	1172	JE, BT, AM, SK			2	6	
19	"	"	PBI	TEB	1173	JE, AM, BT, SK JERRY GUDSMITH	1	2	7		
21	"	"	TEB	MTN	1174	JE, SK GARY ROXBOROUGH	1		7		
21	"	"	MTN	TEST	1175	JE, BT, SK LAV CHRISTOPHER	1		3	6	

CONFIDENTIAL DR_000067

I certify that the statements made by me on this form are true.

Pilot's Signature: David Rotagen

Page Total	11/10	320		5
Amount Forward	6717 6325	9195	33	119
Total to Date	6728 6365	9227	5	33 125

GIUFFRE007121
CONFIDENTIAL

Date 2003	Aircraft Make and Model	Aircraft Identification Mark	Points of Departure & Arrival		Miles Flown	Flight No.	Remarks, Procedures, Maneuvers, Endorsements	Number of Landings	Aircraft Category...				
			From	To					AIRPLANE	GLIDER	WGLIDER		
26	G-1159B	N409JE	TIST	TEB		157	JE, AT, SK, TD, LC		3	9			
26	"	"	TEB	MEV		157				9			
27	B-727-31H	N908JE	JAX	JAX		220		✓	1	4			
28	"	"	JAX	PBI		221				1	0		
30	"	"	PBI	JFK		222				2	5		
30	"	"	JFK	LFPB		223	JE, AM	/	1	6	9		
NOV 4	"	"	LFPB	GBBR		224	JE, AM, SK			9			
4	"	"	GBBR	ENGM		225	JE, AM, P-100, B-100, C-100, H-100, SECRET SERVICE PRESIDENT BELL CLINTON, JR.			1	8		
4	"	"	ENGM	ESSA		226	JE, AM, ENGM, SK			9			
5	"	"	ESSA	ENGM		227	JE, AM, ENGM, SK	1/1		9			
5	"	"	ENGM	UNNT		228	JE, AM, ENGM, SK, DOWNS BAND, H-100, SECRET SERVICE PR-SECRETARY BELL CLINTON, JR.	1/1		5	3		
6	"	"	UNNT	VHAA		229	JE, AM, ENGM, SK, DOWNS BAND, H-100, SECRET SERVICE PRESIDENT BELL CLINTON, JR.	1/1		6	5		
9	"	"	VHAA	ZUUU		230	JE, AM, ENGM, SK, DB, D-100, SECRET SERVICE PRESIDENT BELL CLINTON, JR.			2	4		
9	"	"	ZUUU	ZBAA		231	JE, AM, ENGM, SK, DB, D-100, SECRET SERVICE PRESIDENT BELL CLINTON, JR.			2	2		
11	"	"	ZBAA	PANC		232	JE, AM, ENGM, SK, DB, D-100, SECRET SERVICE PRESIDENT BELL CLINTON, JR.	1/1		7	8		
11	"	"	PANC	JFK		233	JE, AM, SK			6	3		
14	"	"	JFK	PBI		234	JE, AT, SK, ANDREA, LC.			2	5		
18	"	"	PBI	JFK		235	JE, AT, SK, LC	1/1		2	6		
21	"	"	JFK	CMH		236	JE, SK			1	5		

CONFIDENTIAL DR_000068

I certify that the statements made by me on this form are true.

Pilot's Signature David Redger

Page Total	4/4	58	2		
Amount Forward	6728	9227	5	33	125
Total to Date	6734	9285	7	33	125

GIUFFRE007122
CONFIDENTIAL



Date	Aircraft Make and Model	Aircraft Identification Mark	Points of Departure & Arrival		Miles Flown	Flight No.	Remarks, Procedures, Maneuvers, Endorsements	Number of Landings	Aircraft Category...		
			From	To					AIRPLANE	GLIDER	HELICOPTER
2004 JAN 20	B-727-31H	N908JG	PBI	JFK		243	JG, BT, NM, SK, TD	LV	2	0	
23	"	"	JFK	PBI		244	JG, BT, CHAUNTAQ PARKS, TD, NM, ANDREA METROVETSA	LV	2	0	
26	G-1159B	N909JG	PBI	TEB		1691	JG, BT, NM, TD	LV	1	2	4
28	"	"	TEB	TIST		1692	JG, BT, NM, SK, TD	LV		3	0
FEB 2	"	"	TIST	TEB		1693	JG, BT, JLB, NM, TD, SK, ALENG WEBER	LV	1	4	1
5	"	"	TEB	BED		1694		LV		1	8
5	"	"	BED	TEB		1695	ALAN DERSHOWITZ	LV		1	1
5	"	"	TEB	PBI		1696	JG, AD, SK	LV		2	6
9	B-727-31H	N908JG	PBI	JFK		245	JG, BT, SK	GR	1	2	5
12	"	"	JFK	LFPB		246	JG, GM, JLB, ALENG WEBER, NINA KEITA	LV		7	0
17	"	"	LFPB	BGR		247	JG, GM, JLB, NM, TD, AW	LV		6	9
17	"	"	BGR	JFK		248	JG, GM, JLB, TD, NM, AW	LV		1	5
19	"	"	JFK	PBI		249	JG, BT, NM, SK, TD	LV		2	4
22	"	"	PBI	JFK		250	JG, BT, NM, TD, AW	LV	1	3	0
24	"	"	JFK	MRY		251	JG, SK, TD, NM, FOREST SAWYER	LV		5	9
27	"	"	MRY	VNY		252	JG, NM, SK, TD	LV	1		8
29	"	"	VNY	ABQ		253	JG, NM, SK, TD	LV		1	6
MAR 1	"	"	ABQ	JFK		254	JG, GM, NM, SK, TD	LV	1	3	4
3	"	"	JFK	PBI		255	JG, NM, TD, VALOSOW CONTRA	LV		2	5

CONFIDENTIAL DR_000070

I certify that the statements made by me on this form are true.

Daniel Rodenas

Page Total	6	1	573		
Amount Forward	6744	6335	9331	5	33 125 0
Total to Date	8750	9150	9388	8	33 125 0

GIUFFRE007124
CONFIDENTIAL



Date 19 2004	Aircraft Make and Model	Aircraft Identification Mark	Points of Departure & Arrival		Miles Flown	Flight No.	Remarks, Procedures, Maneuvers, Endorsements	Number of Landings	Aircraft Category...		
			From	To					AIRPLANE	GLIDER	HOVER
MAR 7	G-1159B	N909JE	PBI	TGB		1697	JE, NM, TD GARY Buckner	✓	2	0	
8	"	"	TGB	BGD		1698	JE, TD GARY Buckner	✓	1	0	
9	"	"	BGD	TGB		1699	JE, TD GARY Buckner	✓	1	1	
11	"	"	TGB	PBI		1700	JE, TD, SK, NM VALDINE GIBSON		2	6	
13	"	"	PBI	TIST		1701	JE, TD, SK, VC, NM STEVE Lester	✓	2	3	
17	B-727-200	SIMULATED	MED	MED			LARRY INSTRUCTOR GARY Buckner		2	0	
17	"	"	MED	MED			HOLDING LARRY INSTRUCTOR GARY Buckner	GR	2	0	
17	"	"	MED	MED			EGGERS RING HAMIL CONER	GR	2	0	
18	"	"	MED	MED			REY BASKLAND	GR	3	0	
18	"	"	MED	MED			REY BASKLAND B-727 CAPS CHECK RIDE	GR	3	0	
19	G-1159B	N909JE	TIST	PBI		1702	JE, SK, TD, VC LV		2	6	
APR 31	B-727-311H	N908JE	PBI	JFK		256	JE, NM, TD, LV	✓	2	3	
2	"	"	JFK	PBI		257	JE, ILB, NM, TD LV		2	5	
6	G-1159B	N909JE	PBI	TIST		1705	JE, BT, NM, SK, TD LV	✓	2	3	
11	B-727-311H	N908JE	PBI	JFK		258	JE, BT, CD, EA, JO, GM, NM, TD GLEN WILSON, MRS. ADEN, JIMMY LV	✓	2	4	
15	"	"	JFK	BGD		259	JE, SK, LARRY SUMMERS LV			9	
16	"	"	BGD	PBI		260	JE, SK LV	✓	2	6	
19	"	"	PBI	JFK		261	JE, SK, JENNIFER LV		2	6	
22	"	"	JFK	PBI		262	JE, BT, MARK EPSTEIN, NM TD, TAME, GM LV	✓	2	5	

CONFIDENTIAL DR_000071

I certify that the statements made by me on this form are true.

Pilot's Signature David Redger

Page Total	9/4	42/3		
Amount Forward	6750 6376	9300/8	33/125	
Total to Date	6759 6380	9431/11	33/125	

GJFFR007125
CONFIDENTIAL

Date	Aircraft Make and Model	Aircraft Identification Mark	Points of Departure & Arrival		Miles Flown	Flight No.	Remarks, Procedures, Maneuvers, Endorsements	Number of Landings	Aircraft Category...		
			From	To					AIRPLANE	GLIDER	HELICOPTER
2004 JUN 11	G-1159B	N909JE	TEB	MDW		170 JK, SK	LV	1/1	19		
18	"	"	MDW	PBI		171 JK, SK	LV		27		
13	B-727-314	N908JE	PBI	JFK		272 JK, SK, A.D. GOSMAN,	LV LM		25		
15	"	"	JFK	TEST		273 JK, BT, MS, SK, TD	LV	1/1	35		
20	"	"	TEST	PBI		274 JK, BT, REVEREND KALEN, MS, NM, NATALIE MARYSHEV	GR	1/1	25		
21	G-1159B	N909JE	PBI	TEB		174 JK, BT, MS, NM	LV		26		
23	"	"	TEB	SAF		172 JK, NM, SK	LV	1/1	44		
JUL 2	"	"	SAF	LAS		172 JK, MS, NM, SK, SEMOENS,	GR	1/1	16		
2	"	"	LAS	SAF		172 JK, MS, NM, SK, SEMOENS,	GR		13		
4	"	"	SAF	ASE		173 JK, MS, NM, SK, SEMOENS	GR	1/1	9		
4	"	"	ASE	PBI		174 JK, MS, NM, SK, SEMOENS	GR	1/0	38		
11	"	"	PBI	TEB		175 JK, ANDRE MESSIAH, NM, SK	LV		27		
15	"	"	TEB	PBI		176 JK, BT, JLB, NM, SK, JK, STEVE MAJORS	LV	1/1	26		
19	B-727-314	N908JE	PBI	TEST		275 JK, BT, SK, NM, JK, STEVE MAJORS	LV LM		26		
22	"	"	TEST	PBI		276 JK, BT, NM, SK, JK STEVE MAJORS	LV LM		26		
25	"	"	PBI	JFK		277 JK, NM, BT	SM LM	1/1	24		
24	"	"	JFK	LFPB		278 JK, MS, NM, SK	LV LM		66		
AUG 3	"	"	LFPB	LPPA		279 JK, MS, NM, SK, TD	LV LM	1/1	17		
3	"	"	LPPA	LPAZ		280 JK, MS, NM, SK, TD	LV	1/1	36		

CONFIDENTIAL DR_000073

I certify that the statements made by me on this form are true.

David Redman

Page Total	11/9	25		
Amount Forward	6166 6307	94718	33	125
Total to Date	6777 6346	95323	33	125

GIUFFRE007127
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Date 1997 2004	Aircraft Make and Model	Aircraft Identification Mark	Points of Departure & Arrival		Miss Flown	Flight No.	Remarks, Procedures, Maneuvers, Endorsements	Number of Landings	Aircraft Category...		
			From	To					AIRMAN	GLIDER	HOVER
AUG 3	B-727-312	N908JG	LPAZ	TEST		JG, MS, NM, SK, TD, JE, SK, TD, JEAN PIERRE WOLFF WATALYA MALYSHEV	✓ LM	5	6		
6	"	"	TRST	PBI		JG, MS, NM, SK, TD, JEAN PIERRE WOLFF WATALYA MALYSHEV	LM	2	4		
10	"	"	PBI	JFK		JG, MS, NM, SK, TD, JEAN PIERRE WOLFF WATALYA MALYSHEV	LM	2	4		
13	"	"	JFK	ABQ		JG, MS, NM, SK, TD, JEAN PIERRE WOLFF WATALYA MALYSHEV	✓ LM	4	7		
18	"	"	ABQ	VNY		JG, MS, NM, SK, TD, JEAN PIERRE WOLFF WATALYA MALYSHEV	LM	1	7		
19	"	"	VNY	PBI		JG, MS, NM, SK, TD, JEAN PIERRE WOLFF WATALYA MALYSHEV	LM	4	7		
24	"	"	PBI	SEGU		JG, MS, NM, SK, TD, JEAN PIERRE WOLFF WATALYA MALYSHEV	LM	4	1		
25	"	"	SEGU	PBI		JG, MS, NM, SK, TD, JEAN PIERRE WOLFF WATALYA MALYSHEV	✓ LM	4	3		
SEP 1	"	"	PBI	TEST		JG, MS, NM, SK, TD, JEAN PIERRE WOLFF WATALYA MALYSHEV	LM	3	2		
2	G-1159B	N909JG	PBI	TGB		KRISTY RODGERS PATTY RODGERS	LM	2	5		
5	B-727-314	N908JG	TRST	JFK		JG, MS, NM, SK, TD, JEAN PIERRE WOLFF WATALYA MALYSHEV	✓ LM	3	8		
16	"	"	JFK	PBI		JG, MS, NM, SK, TD, JEAN PIERRE WOLFF WATALYA MALYSHEV	LM	2	7		
20	BHT-407	N407AP	BELLSCHOOL	HURST, TX		HONOR, MINOR AVIONS, OBSTACLE TAKE OFF STROBE LIGHT AVIONS, 180 AUTO		1	7		1
21	BHT-407	N407AP	BELLSCHOOL	HURST, TX		HONOR, MINOR AVIONS, OBSTACLE TAKE OFF STROBE LIGHT AVIONS, 180 AUTO		1	7		1
23	B-727-311	N908JG	PBI	JFK		JG, MS, NM, SK, TD, JEAN PIERRE WOLFF WATALYA MALYSHEV	✓ LM	2	4		
9	"	"	JFK	PBI		JG, MS, NM, SK, TD, JEAN PIERRE WOLFF WATALYA MALYSHEV	LM	2	3		
10	"	"	PBI	JFK		JG, MS, NM, SK, TD, JEAN PIERRE WOLFF WATALYA MALYSHEV	✓ LM	2	5		
12	"	"	JFK	TRST		JG, MS, NM, SK, TD, JEAN PIERRE WOLFF WATALYA MALYSHEV	LM	3	3		
13	G-1159B	N909JG	TGB	PBI		G-M	LM	2	5		

CONFIDENTIAL DR_000074

I certify that the statements made by me on this form are true.

David Rodgers

Page Total	6/3	55	1		2
Amount Forward	6772	6396	4532	3	125
Total to Date	6772	6396	4587	4	127

GIUFFRE007128
CONFIDENTIAL

Date	Aircraft Make and Model	Aircraft Identification Mark	Points of Departure & Arrival		Miles Flown	Flight No.	Remarks, Procedures, Maneuvers, Endorsements	Number of Landings	Aircraft Category...		
			From	To					Category 1	Category 2	Category 3
2004 16	B-727-31H	N908JE	TEST	PBI		350 JE, JK, NM, SK, ANDREA & NORW, LESLIE ANDREW	LV	✓	2	4	
17	"	"	PBI	JFK		351 JE, NM, JK, NM, ANDREA & LESLIE ANDREW	LV		2	5	
20	"	"	JFK	LFPB		352 JE, JK, NM, SK, ANDREA & LESLIE ANDREW	LV	✓	6	3	
25	"	"	LFPB	JFK		353 JE, NM, JK, SK, DM	LV		7	6	
25	"	"	JFK	JAX		354	LV		2	1	
29	G-1159B	N909JE	PBI	TEB		1729	LV		2	6	
29	"	"	TEB	PBI		1730 JE, JK, NM, NATALIE	LV		2	3	
1	"	"	PBI	TEST		1731 JE, NM	LV	✓	2	6	
1	BHT-467	N491GM	TEST	LSS			LV				
1	"	"	LSS	TEST			LV				
2	G-1159B	N909JE	TEST	TEB		1732 JE, NM	LV		4	0	
7	G-1159B	SEMULAPR	DFW	DFW		STEEP CLIMB, STALL, JOYRIDE, FLARE, S.E. ILS APPROX, GOLFING FEES			4	0	
8	"	"	"	"		HOLDING, HIGH ALTITUDE MANEUVERS, EMERGENCY DESCENT, IEO			4	0	
9	"	N909JE	PBI	TEB		1733 JE, SK PIA TRUSSELL	LV	✓	2	7	
10	"	"	TEB	PBI		1735 JE, SK PIA TRUSSELL	LV		2	4	
14	"	"	PBI	ABY		1736 JE, NM, SK, TD, VC	LV		1	3	
14	"	"	ABY	TEB		1737 JE, NM, SK, TD, VC	LV		2	1	
16	"	"	TEB	BED		1738 JE, ANDREA	LV	✓		8	
16	"	"	BED	TEB		1739 JE, ANDREA	LV			8	

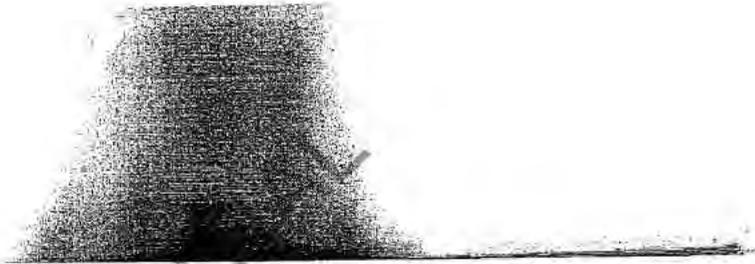
CONFIDENTIAL DR_000075

I certify that the statements made by me on this form are true.

Pilot's Signature: *David Reday*

Page Total	4/3	510		
Amount Forward	6783	4587	4	33 127
Total to Date	6107	9638	4	33 128
	6402			

GIUFFRE007129
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Date	Aircraft Make and Model	Aircraft Identification Mark	Points of Departure & Arrival		Miles Flown	Flight No.	Remarks, Procedures, Maneuvers, Endorsements	Number of Landings	Aircraft Category...		
			From	To					AIRPORT	GENERAL	HEAVY
40 2004 NOV 18	G-1159B	N909JE	TEB	PBI		1740	JE, NM, SK, DM, AORAN	LV	23		
20	B-727-31H	N908JE	JAX	JAX		305	(NC 4100) 3200000	LV	26		
20	"	"	JAX	PBI		308		LV	10		
23	"	"	PBI	TEST		307	JE, NM, SK, DM, SUSAN HAMBLEN	LV	23		
26	G-1159B	N909JE	PBI	TEST		1741	GM, JK	LV	24		
28	B-727-31H	N908JE	TEST	JFK		308	JE, GM, JK, NM, SK, DM, JH	LV	40		
28	"	"	JFK	PBI		304	JE, NM, SK, SH, AORAN	LV	28		
14	B-727-200	SEMOCATOR	MED	MED			HANK COLLIER - INSTRUCTOR		10		
15	"	"	"	"			HANK COLLIER - INSTRUCTOR WILLIAM JESU		17		
15	"	"	"	"			HANK COLLIER KEY BALANA - INSTRUCTOR WILLIAM JESU		17		
21	G-1159B	N909JE	PBI	TEST		1745	JE, SK, NM, GM JENIE LESTER	LV	23		
29	"	"	TEST	TNLM		1746	JE, NM, SK	LV	7		
29	"	"	TNLM	TEST		1747	JE, NM, SK	LV	7		
30	BHJ-407	N491GM	TEST-LSS	TEST				LV			
30	"	"	LSS	TEST				LV			
30 JAN	G-1159B	N909JE	TEST	TAPP		1748	JE, JL, B, SK, DM, VM WABET BROWN - INSTRUCTOR JANITA BROWN	LV	6		
1	"	"	TAPP	PBI		1749	JE, DM, JL, B, NM, SK, ZB	LV	32		
3	"	"	PBI	TEB		1750	JE, DM, GM, NM, SK	LV	27		
6	"	"	TEB	PBI		1751	JE, DM, NA	LV	27		

CONFIDENTIAL DR_000076

I certify that the statements made by me on this form are true.

 David Padavan

Page Total	7/5	355			
Amount Forward	6787 1102	9839	4	33	126
Total to Date	6194	9673	9	33	129

GIUFFRE007130
CONFIDENTIAL

Date	Aircraft Make and Model	Aircraft Identification Mark	Points of Departure & Arrival		Miles Flown	Flight No.	Remarks, Procedures, Maneuvers, Endorsements	Number of Landings	Aircraft Category...	
			From	To					Approach	Clearance
2005										
JAN 8	G-1159B	N909JE	PBI	RSW	172		LV		6	
8	"	"	RSW	PBI	172		LV	VI	6	
11	B-727-311	N908JE	PBI	TEST	310	JE, NM, SK	LV		25	
14	"	"	TEST	PBI	311	JE, NM, SK	LV		28	
27	"	"	PBI	TEST	315	JE, NM, ANDORCA	LV		23	
31	"	"	TEST	JFK	316	JE, NM, SK, DB ANDORCA, MURPHY, MURPHY	LV		38	
FEB 3	"	"	JFK	CMH	317	JE, DM, JLB, NM, SK, DANA DURAN	LV	VI	14	
3	"	"	CMH	PBI	318	JE, DM, JLB, NM, SK	LV		22	
7	"	"	PBI	JFK	319	JE, DM, NM, SK	LV		25	
10	G-1159B	N909JE	PBI	PBI	173	NEEL, BECKER, PETER PATRICKS	GR	VI	11	
19	"	"	PBI	TEST	173	CULLEN	GR	VI	24	
19	"	"	TEST	PBI	174	SM, EVA ANDERSSON, COLLIER, EMIL DUBEN, CRESCENZO, VANDER	GR	VI	27	
24	B-727-311	N908JE	PBI	PBI	324	BILL HAMMOND	EM		5	
MAR 6	"	"	PBI	JFK	325	JE, NM, ANDORCA, MURPHY, DR. DM	EM	VI	24	
7	B-727-200	SIMULATOR	MEA	MEA		HOW, DEAN, STEVE TURN, STALL, RTO, VI, LIP, IGO, IGO, RICK MANNING, EMB			20	
7	"	"	MEA	MEA		ARM, STEVE TURN, STALL, IGO, IGO, REV, RICHARD CRELLON, APPROACH, GUIDANCE, V RICE			25	
8	G-1159B	N909JE	PBI	SAN	175	G-M BELL MURPHY	BM	VI	56	
13	"	"	SAN	MDW	176	G-M	BM	VI	35	
14	"	"	MDW	TAB	176	G-M	BM	VI	17	

CONFIDENTIAL DR_000077

I certify that the statements made by me on this form are true.

Richard D. ...

Page Total	9/6	131	
Amount Forward	6794 6407	9673	9 33 111
Total to Date	8403 2112	9717	0 33 111

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GIUFFRE007131

Date	Aircraft Make and Model	Aircraft Identification Mark	Points of Departure & Arrival		Miles Flown	Flight No.	Remarks, Procedures, Maneuvers, Endorsements	Number of Landings	Aircraft Category...		
			From	To					ASPR	CL	HS
24	B-727-31H	N9109JG	JFK	TEST		333	JG, NM, SK, DB, DM	LV			
24	"	"	TEST	JFK		334	JG, NM, SK, DM, DB	BH	✓		
31	"	"	JFK	PBI		335	JG, GM, DB	LV			
1 APR	G-1157B	N9109JG	SAV	PBI		1766		LV			
5	"	"	PBI	PBK		1767	G-M	LV	✓		
5	"	"	PDK	TEB		1768	G-M	LV	✓		
6	B-727-31H	N9109JG	PBI	JFK		336	JG, DB, DM, SK	LV	✓		
24	G-1159B	N9109JG	PBI	TEST		1770	JG, M, VC, TOLSONNA	LV			
24	"	"	TEST	TEB		1771	JG, AM, NM, VC	BH	✓		
6	"	"	TEB	PBI		1772	JG, AM, DM, NM, SK	LM LV			
10	"	"	PBI	TEB		1773	JG, DB, DM, SK	LV	✓		
12	B-727-31H	N9109JG	JFK	TEST		339	JG, AM, DM, NM, DB	BH	✓		
16	"	"	TEST	JFK		340	JG, VM, DB, DM, AM	BH			
19	G-1154B	N9109JG	TEB	PBI		1777	JG, AM, SK	BH	✓		
24	"	"	PBI	TEB		1778	JG, AM, SK	LV			
30 APR	"	"	PBI	TEB		1779	JG, AM, NM	LV	✓		
15	B-727-260	SPMULJON	MIA	MIA			REX MONAR - INSTRUCTOR				
15	"	"	"	"			REX BARZANA - V REDE				
15	G-1157B	N9109JG	TEB	PBI		1780	JG, DB, SK	LV	✓		

CONFIDENTIAL DR_000078

I certify that the statements made by me on this form are true.

David P. ...

Page Total	10/6	50		
Amount Forward	6903	9717	33	124
Total to Date	6913	9727	4	124

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Date	Aircraft Make and Model	Aircraft Identification Mark	Points of Departure & Arrival		Miles Flown	Flight No.	Remarks, Procedures, Maneuvers, Endorsements	Number of Landings	Aircraft Category...			
			From	To					12500-200	61200	100000	
JUL 5	G-1151B	N4104JE	PBI	TEB		1767	JE, AM, SK	LV		25		
10	"	"	TIST	TEB		1781	JE, AM, DB, NM	BH	1/1	40		
18	"	"	PBI	TEB		1792	JE, DB, SK	LV	1/1	26		
20	"	"	TEB	BKL		1793	GM, IAN	JLM POWD	1/1	12		
20	"	"	BKL	TEB		1794	GM, IAN	JLM POWD	1/1	12		
22	"	"	TEB	PBI		1795	JE, SK, DB, TATIANA	BH		25		
25	"	"	PBI	TEB		1796	JE, SK, DB, TATIANA	BH	1/1	26		
28	"	"	TEB	TIST		1797	JE, NM, JK	BH	1/1	39		
AUG 1	"	"	TIST	TEB		1798	JE, JK, NM	BH	1/1	38		
2	"	"	TEB	SAF		1799	JE, SK, DB, AM, ALEX, NATALIA SEMEVA, TATIANA	BH	1/1	36		
18	"	"	TEB	PBI		1800	JE, AM, DB, NM, MUCENSKA, MUCENSKA	LV	1/1	23		
22	"	"	PBI	TEB		1806	JE, NM	LV		25		
24	"	"	TEB	FDK		1807	JE, DB	LV	1/1	8		
24	"	"	FDK	TEB		1808	JE, DB	LV	1/1	8		
26	"	"	TEB	MVY		1809	JE, DB, SK, DM	LV		8		
26	"	"	MVY	TIST		1810	JE, DB, DM, SK	LV		33		
27	"	"	TIST	PBI		1811		LV	1/1	26		
SEP 5	"	"	PBI	TEB		1814	JE, DB, GM, AM	BH		24		
8	B-77-200	SIMULAKR	MEA	MEA			HAL LENO - INSTRUCTOR	LM		20		

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I certify that the statements made by me on this form are true.

Pilot's Signature: David Rodman

Page Total	12/11	454		
Amount Forward	6813	4767	4	33124
Total to Date	6825	4771	0	33124

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Date to 2019 5/31	Aircraft Make and Model	Aircraft Identification Mark	Points of Departure & Arrival		Miles Flown	Flight No.	Remarks, Procedures, Manoeuvres, Endorsements	Number of Landings	Aircraft Category...			
			From	To					AIRPLANE	GLIDER	HELI	
9	B-727-200	SIIMD10R	MCO	MFT		MV PDC PBY ABREZANNA v ADPO CRIMINAL		20				
11	G-1159B	N909JE	PBI	TISS	1896	JE, AM, NM	LV	26				
13	"	"	TISS	TEB	1897	JE, AM, NM	BH	38				
14	"	"	TEB	BED	1898	JE, AM, SK	BH	8				
14	"	"	BED	HPN	1899	JE, AM, SK, LARRY SUMMERS	BH	8				
20	"	"	PBI	TISS	1821	JE, DB, SK, JIM	LV	25				
24	"	"	TISS	TEB	1822	JE, DB, SK, TATIYANNA SEMENOV	LV	37				
25	"	"	TEB	GMH	1823	JE, NM, SK, PAUL HALLODA	LV	14				
25	"	"	CMH	TEB	1824	JE, NM, SK	LV	14				
27	"	"	TEB	BED	1825	JE, AM, NM	LV	8				
27	"	"	BED	TEB	1826	JE, AM, NM	LV	10				
22 OCT	B-727-31H	N908JE	LCQ	LCQ	343	JE, AM, NM	GEORGE GUYER LM	17				
22	"	"	TISS	JFK	348	JE, AM, NM	BH LM	37				
2 NOV	G-1159B	N909JE	TEB	BED	1834	JE, GM, SK, TATIYANNA, DB	LV	8				
2	"	"	BED	OQU	1835	GM	LV	5				
2	"	"	OQU	BEP	1836	GM	LV	5				
2	"	"	BED	TEB	1837	JE, DB, GM, SK, TATIYANNA	LV	9				
3	B-727-31H	N908JE	JFK	TISS	351	JE, NM, SK	LM	44				
8	"	"	TISS	JFK	352	JE, ANDREA MATROUZEK, NM, SK, GEORGE WASIK KYLE ZEROVICH, CHADREMY	BH LM	39				
I certify that the statements made by me on this form are true.							Page Total	5/4	37	2		
Pilot's Signature: <u>Daniel Rodriguez</u>							Amount Forward	6825	9812	8	3	3
							Total to Date	6830	9850	0	3	3

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Date	Aircraft Make and Model	Aircraft Identification Mark	Points of Departure & Arrival		Miles Flown	Flight No.	Remarks, Procedures, Malfunctions, Endorsements	Number of Landings	Aircraft Category...		
			From	To					AERIAL	GROUND	WHEELS/FW
2005 Nov 12	G-1159B	N909JE	TEB	TISS		1837 JC, ADRIAN MUJENSKA, JACQUES LAURENCE, NM, JC, MARK TROUBERTH		3	4		
16	"	"	TEB	TEB		1838 JC, AM, NM, NM	LV	3	8		
17	"	"	TEB	BED		1840 JC, AM, AM	LV	1/1	8		
17	"	"	BED	CYUL		1841 ALAN DERSHOWITZ	LV	1/1	9		
17	"	"	CYUL	BED		1842 ALAN DERSHOWITZ	LV		8		
17	"	"	BED	TEB		1843 JC, AM, AD, TASSAMMA	LV		9		
19	B-727-311	N908JE	JFK	TISS		353 JC, NM, SK	LV	3	5		
20	"	"	TISS	TAPA		354 JC, NM, SK, TASSAMMA, KENYON	LV	1/1	8		
20	"	"	TAPA	TISS		355 JC, AM, NM, SK, TASSAMMA, KENYON	LV	1/1	8		
28	"	"	TISS	JFK		356 JC, AM, FZ, MARK TROUBERTH, TASSAMMA, KENYON, JUAN MOLYNEUX	LV		3	9	
30	G-1159B	N909JE	TEB	BED		1844 JC, AM, NM	LV		8		
30	"	"	BED	TEB		1845 JC, AM, NM	LV		9		
Dec 10	"	SIMULATOR	DFW	DFW		HOLDING, STEEP TURNS, STOPS, 30 TURNS, NO FLAP LANDING, AUTOCLEAR FEELER		2	5		
11	"	"	"	"		1846 EMERGENCY DESCENT, V.I. CUT, WIND SHEAR, NO FLAP LANDING		2/2	2	0	
21	"	N909JE	TEB	BED		1852 GM	LV		9		
21	"	"	BED	TISS		1853 GM, LARRY + LISA SUMMERS	LV		3	8	
2006 Jan 15	"	"	TISS	BED		1854 JC, NM	LV	1/1	3	8	
16	"	"	BED	TEB		1855 JC, NM	LV		1	0	
19	"	"	TEB	SAF		1856 JC, GM, FZ, NM, SK	LV		4	5	

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I certify that the statements made by me on this form are true.

Pilot's Signature: *Francis Redman*

Page Total	7/6	398		
Amount Forward	6837	9850	33	1294
Total to Date	6837	9850	33	1294

GIUFFRE007135
CONFIDENTIAL

Date	Aircraft Make and Model	Aircraft Identification Mark	Points of Departure & Arrival		Miles Flown	Flight No.	Remarks, Procedures, Maneuvers, Endorsements	Number of Landings	Aircraft Category...			...and Class		
			From	To					APP	CLD	ACEL	SCL	MCL	
2006														
JAN 23	G-1159B	N409JE	SAF	TEB		1857	JG, IZ, NM, SARINA KULLER, NADELA, MARCELO, JOHANN		3	3			3	
26	"	"	TEB	TEST		1858	JG, IZ, NM, JOANNA	0/0	3	4			3	
31	"	"	TEST	BED		1859	JG, ADRIANO, MUCENSKA, NM		3	8			3	
31	"	"	BED	TEB		1860	JG, AM, NM		1	0			1	
FEB 15	"	"	TEST	BOS		1863	CARY FENNEL		4	0			4	
15	"	"	BOS	PBI		1864	ALAN DERSHOWITZ, GARY FENNEL, M, IZ, NM	1/1	3	0			3	
16	"	"	PBI	TEB		1865	ALAN DERSHOWITZ, GARY FENNEL, M, IZ, NM	1/1	2	4			2	
21	"	"	TEST	TEB		1867	JG, IZ, NM	1/1	4	1			4	
22	"	"	TEB	BED		1868	JG, NM		9					
22	"	"	BED	TEB		1869	JG, NM		9					
24	"	"	TEB	TEST		1870	JG, IZ, NM, SK, LONG, COWARD, BTD	1	5				2	
26	"	"	TEST	TEB		1871	JG, IZ, NM, SK, LC		4	1			4	
MAR 12	"	"	TEST	TEB		1873	JG, IZ, SK, LC, SATYANA SEMANOV, BTD, STEPHEN B. FENNEL, N. L. B. GLENN, BTD	1/1	4	2			4	
13	"	"	TEB	BED		1874	JG, NM, ST		8					
14	"	"	BED	TEB		1875	JG, NM, ST		1	0			1	
16	"	"	TEB	TEST		1876	JG, IZ, SK, LC, DANA BURNS	1/1	3	4			3	
23	B-727-200	simulator	MIA	MIA			HAL LG70 - SEMINOLE COUNTY, FLORIDA, WILLIAM LEONARD - GRAND ENGINEER, B-727 CHECK REAR, RAY BARLANA		2	0			2	
23	"	"	"	"			FILE IN CHECK REAR - DC, RAY BARLANA, WILLIAM LGAL		2	0			2	
24	"	"	"	"					2	0			2	
I certify that the statements made by me on this form are true.								Page Total	515	50	2			
Pilot's Signature: <i>David Rodgers</i>								Amount Forward	6857	9889	8	33	129	4
								Total to Date	6842	9940	0	33	129	4

GJFFRE007136
CONFIDENTIAL

Date	Aircraft Make and Model	Aircraft Identification Mark	Points of Departure & Arrival		Miles Flown	Flight No.	Remarks, Procedures, Manuevers, Endorsements	Number of Landings	Aircraft Category...	
			From	To					APP	GLS
2006 MAY 20	G-1159B	N909JK	TEST	TEB		J6, DB, LC, TS	LV	1/1	40	
2006 APR 3	"	"	TEB	TEST		J6, IZ, LC, NM, SK	LV		36	
17	B-727-31H	N908JK	TEST	JFK	366	J6, DB, GM, IZ, LC, SK	LV		39	
25	"	"	JFK	BGD	367	J6, IZ, LC, NM, SK	SH LM	1/1	9	
25	"	"	BGD	TEST	368	J6, IZ, LC, NM, SK	SH LM	1/1	34	
MAY 1	BH-407	N407BP	AFW	AFW						14
2	"	"	AFW	AFW						14
2	"	FTD	AFW	AFW						14
20	B-727-31H	N908JE	JFK	LFPB	372	J6, DB, GM, NM, SK	LV LM	0/1	69	
26	"	"	LFPB	BGR	373	J6, DB, SK	LV LM		74	
26	"	"	BGR	JFK	374	J6, DB, SK	LV LM		13	CONFIDENTIAL DR_000083
29	"	"	JFK	TEST	375	J6, DB, IZ, LC	SH LM	1/1	35	
JUN 3	"	"	TEST	JFK	376	J6, IZ, LC, SK, JUAN ANGLYNEUX, KATHERINE GARRY, STEPHEN TINDLE	SH LM		38	
7	"	"	JFK	TEST	377	J6, IZ, LC, SK, STEPHEN TINDLE, RYLAND KORSHEIMOV	LV LM	1/1	37	
24	"	"	ABQ	JFK	380	J6, IZ, LC, SK, ST	LV LM		39	
JUL 4	"	"	TEST	JFK	382	J6, LC, NM, IZ	LV LM		38	
8	"	"	JFK	TEST	383	J6, NM, SK, ST	LV SH		37	
12	"	"	TEST	JFK	384	J6, NM, SK, ST	SH LM		37	
14	"	"	JFK	EGGW	385	J6, GM, DB, SK	SH LM	1/1	65	

I certify that the statements made by me on this form are true.

Pilot's Signature: David Rodgers

Page Total	6/5	640	33
Amount Forward	6342	9940	33 129 4
Total to Date	6348	10040	33 132 7

Land Class		HELD
SCL	MCL	LANDS
	40	
	36	
	39	
	9	
	34	
		14
		14
		69
		74
		13
		35
		38
		37
		39
		38
		37
		37
		65
		640
2776	8	7763 24
2176	9	7827 24

GUFFRE007137
CONFIDENTIAL

Date	Aircraft Make and Model	Aircraft Identification Mark	Points of Departure & Arrival		Miles Flown	Flight No.	Remarks, Procedures, Maneuvers, Endorsements	Number of Landings	Aircraft Category...			...and Class		Heli Land			
			From	To					AIRPLANE	GLIDER	HELICOPTER	SEL	MEL				
2006 JUL 18	B-727-31H	N908JE	EGGW	LFPB		388	JE, GM, SK BH LM		1	0				1	0		
20	"	"	LFPB	JFK		387	JE, SK BH LM	1/1	7	7				7	7		
22	"	"	JFK	PBI		388	JE, SK, JK, JOURNAL STARODUMOV BH LM		3	0				3	0		
23	G-1159B	N909JE	PBI	TIST		1898	JE, SK, JK, JOURNAL STARODUMOV LV		2	6				2	6		
23	"	"	TIST	EWR		1897	JE, SK, JK, JOURNAL STARODUMOV LV	0/	3	6				3	6		
AUG 16	"	"	TEB	EGGW		1896	JIM WARDEN	1/1	6	5				6	5		
17	"	"	EGGW	LEIB		1897	GM JW	1/1	2	5				2	5		
19	"	"	LEIB	EGGW		1898	GM JW		2	3				2	3		
25	"	"	EGGW	LFTH		1899	GM JW	1/1	1	7				1	7		
28	"	"	LFTH	LFBE		1900	GM, KEVIN MAXWELL, LADY ROBIN JW	1/1	1	2	CONFIDENTIAL DR 000084			1	2		
28	"	"	LFBE	EGGW		1901	GM, KEVIN MAXWELL, LADY ROBIN JW	1/1	1	5				1	5		
SEP 1	"	"	EGGW	EGPH		1902	GM, PRINCE ANDREW - DUNG CE TUNG, JAW KATIE BEACHE, CRASNOSKY JW	1/1	1	0				1	0		
2	"	"	EGPH	CYQX		1903	GM JW	1/1	4	5				4	5		
2	"	"	CYQX	TEB		1904	GM JW	1/1	2	8				2	8		
22	B-727-31H	N908JE	EWR	MIA		398	JE, DANA BURNS, IGOR ZEMINKEV TATIANA SEMANOVA BH LM	1/1	2	5				2	5		
22	"	"	MIA	TIST		399	JE, DANA BURNS, IGOR ZEMINKEV TATIANA SEMANOVA BH LM	1/1	2	5				2	5		
23	"	"	TIST	VQQ		400	JE BH LM		2	9				2	9		
24	G-1159B	N909JE	TEB	TIST		1905	GM, JENNIFER KALIN, LANCE COLLINS MAYFA MARGENKOV LV		3	6				3	6		
SEP 2	"	"	TIST	BEO		1906	JE, NADEA MARCEN KAVA, SARAH KELLEN LV	1/1	3	9				3	9		
I certify that the statements made by me on this form are true.								Page Total	12/11	57	3				57	3	
Pilot's Signature <u>David Rodriguez</u>								Amount Forward	6848 6400	19,004	0	33	132	7	2176	8782	24
								Total to Date	6860 4461	19,061	3	33	132	7	2176	8788	54

GIUFFRÈ007138
CONFIDENTIAL

Date	Aircraft Make and Model	Aircraft Identification Mark	Points of Departure & Arrival		Miles Flown	Flight No.	Remarks, Procedures, Maneuvers, Endorsements	Number of Landings	Aircraft Category...			...and Class			
			From	To					ADULT	GLIDER	ACELIPIPER	SEL	MEL		
2056 OCT 2	G-1159B	N909JE	BED	TEB		1907	JE, NAOMI MARCENKOVA, SARAH KELLEN, TRANA BURKS, ANDREA WELLS		9						
6	"	"	TEB	TIST		1908	JE, LANCE CALLOWAY, NAOMI MARCENKOVA, NATALYA MALYSHEV, VANESSA	4	4				4		
26	"	"	TIST	TEB		1913	JE, BARBARA MOSKOV, LANCE CALLOWAY, NAOMI MARCENKOVA, SARAH KELLEN	1/1	4	2			4		
27	"	"	TEB	TIST		1914	JE, NAOMI MARCENKOVA		3	4			3		
NOV 8	"	SIMULATOR	DFW	DFW			JOHN CASEY - INSTRUCTOR, SCAP JEWETT, SULLY, COLEMAN, FRANK MCGEE - CREW, HARRIS, PTO, SE, D'S, NICH THOMPSON, INSTRUCTOR, NO FLAP, USHORE, GM, OSSI, FRANK MCGEE - CREW, WINDO SIKAR, 2 SC	4	0				4		
9	"	"	DFW	DFW				4	0				4		
13	B-727-31H	N908JE	ABQ	TIST		405	JE, JENNIFER KALEN, NAOMI MARCENKOVA	1	4	9			4		
20	"	"	TIST	EWR		406	JE, JENNIFER KALEN, IGOR ZINOVYEV, LANCE CALLOWAY, VANESSA BREWER, N.M.		3	7			3		
21	"	"	EWR	ABQ		407	JE, J.K. N.M., SK, RABEEN KUKKA, VANESSA BREWER, IZ,		4	3			4		
25	"	"	ABQ	TIST		408	JE, JZ, N.M., SK		5	1			5		
27	BHT-407	N491GM	PBI	FXE			TO CAV AIR FOR MAINT				CONFIDENTIAL	DR_000085			
27	"	"	FXE	PBI			FROM CAV AIR FOR MAINT								
DEC 1	B-727-200	SIMULATOR	MIA	MIA			WILLIAM LEONARD - INSTRUCTOR, LOSS OF ALL GENERAL TOLLS, REAR - CREW / CLAP ASSISTANT, 2 ENGINES RUN	2	0				2		
1	"	"	MIA	MIA			KEY BARLAMA - INSTRUCTOR, 2 ENGINES RUN	2	0				2		
10	G-1159B	N909JE	EWR	TIST		1911	JE, JENNIFER KALEN, SARAH FRANKS, NATALYA MALYSHEV		3	4			3		
14	"	"	TIST	EWR		1921	JE, NAOMI MARCENKOVA, SARAH FRANKS		3	9			3		
21	"	"	EWR	PBI		1921	GERALD LEFCOURT, JIM WERSON	1/1	2	5			2		
21	"	"	PBI	ISP		1922	GERALD LEFCOURT, JIM WERSON	1/1	2	5			2		
2007 JAN 7	B-727-31H	N908JE	TIST	EWR		416	JE, GM, IZ, N.M., NATALYA MALYSHEV, VALERIE COHEN, JOHN A. MCLELLAN	1/1	3	9			3		
I certify that the statements made by me on this form are true.							PRALAYA CUOMO	Page Total	5/4	59	1	10		5	
Pilot's Signature: <i>David Rodriguez</i>								Amount Forward	6800	19,061	3	33	132	7	
								Total to Date	6865	19,120	4	33	133	7	
									6465					2176	8788
														2176	8794

Instructions

Date	Aircraft Make and Model	Aircraft Identification Mark	Points of Departure & Arrival		Miles Flown	Flight No.	Remarks, Procedures, Manoeuvres, Endorsements	Number of Landings	Aircraft Category...			...and Class			
			From	To					APPROPRIATE	GLIDER	HELICOPTER	SEL	MEL		
2007															
JAN 15	B-727-31H	N908JE	EWR	TIST		417	JE, IZ, WALTER CRONKITE, NM, SK, LC, JOHN AMERSON		3	3				3	
16	"	"	TIST	BED		418	JE, IZ, LC, NM, SK		3	7				3	
16	"	"	BED	EWR		419	JE, NM, SK			1	2			1	
20	"	"	EWR	LFPB		420	JE, GM, LC, NM, SK	RKR	7	6	7			6	
21	"	"	LFPB	EODM		421	JE, SK, NM	RS		1	4			1	
22	"	"	EODM	LFPB		422	JE, SK, NM	RS		1	6			1	
27	"	"	LFPB	EWR		423	JE, SK, NM, LC, JLB	RS		7	6			7	
31	"	"	EWR	TIST		424	JE, ANDREW FARGUS, IZ, JK, NM	GEORGE GENDR		3	3			3	
FEB 11	BHT-407	N491GM	TIST	LST											
11	"	"	LST	TIST											
12	B-727-31H	N908JE	TIST	BED		425	JE, CATHERINE DERBY, JK, NM		3	0				3	
12	"	"	BED	EWR		426	JE, CATHERINE DERBY, JK, NM		1	0				1	
20	"	"	TIST	EWR		428			4	0				4	
20	B-119B	N908JE	ISP	EWR		1123	LARRY VISOSKI			9					
22	"	"	EWR	TIST		1124				3	5			2	
27	"	"	TIST	EWR		1125				4	1			4	
27	"	"	EWR	ISP		1126				6					
MAR 1	B-727-200	SP NULATOL	MIA	MIA			RICK MOUNO - INSTRUCTOR (CALLS ME), WILLIAM LEONARDO - CREW (PTO, VICE), KEVIN MC CREW			2	0			2	
2	"	"	MIA	MIA			RICK MOUNO - INSTRUCTOR (CALLS ME), WILLIAM LEONARDO - CREW (PTO, VICE), KEVIN MC CREW			1	5			1	
I certify that the statements made by me on this form are true.								Page Total	1/2	50	3			2	
Pilot's Signature: <i>David Rediger</i>								Amount Forward	6865	6405	10,120	4	33	133	7
								Total to Date	6866	6467	10,170	7	33	133	9

CONFIDENTIAL DR 000086

GIUFFRE007140
CONFIDENTIAL

Date	Aircraft Make and Model	Aircraft Identification Mark	Points of Departure & Arrival		Miles Flown	Flight No.	Remarks, Procedures, Manuevers, Endorsements	Number of Landings	Aircraft Category...			...and Class		Helicopter	Cont					
			From	To					AIRPLANE	GLIDER	HELICOPTER	SEL	MEL			LANGS	X			
MAR 16	B-727-31H	N908JE	EWR	TIST	433		LV	1/1	3	5										
20	"	"	TIST	PHL	434		LV		3	6										
20	"	"	PHL	EWR	435		LV			8										
23	G-1159B	N909JE	ISP	TIST	1127		LV	1/1	3	5										
APR 12	B-727-31H	N908JE	EWR	TIST	436		LV	1/1	3	8										
18	"	"	TIST	EWR	437		LV			4										
MAY 1	G-1159B	N909JE	TIST	EWR	1932		BH	1/1	4	0										
15	"	"	EWR	CYXU	1933	TO PAINT SHOP (CUSTOMS)	LV	1/1	1	5										
15	"	"	CYXU	CYCE	1934	TO PAINT SHOP	LV	1/1		3										
17	B-727-31H	N908JE	EWR	BED	443		LV			9										
18	"	"	BED	TIST	444		LV	1/1	3	9										
31	S-76C+	STIMULATOR	PBI	PBI		USE OF CHECKLISTS, IIDS						1	5							
JUN 1	"	"	PBI	PBI		ENGINE HOT STARTS, POWER ASSURANCE CHECK							1	5	2					
2	"	"	PBI	PBI		ENGINE FAILURES, AUTO ROTATION, PITCHING, PEDAL TURNS								1	5	8				
3	"	"	PBI	PBI		ENGINE FAILURES, 30 SECOND POWER, 12 AMPERE POWER, FMS, HSE, AUTO PILOT 3 AXIS								1	5	5				
5	"	"	PBI	PBI		STEER TURNS, AUTO PILOT, FORCE TRIM, 3 AXES TRIM, ALTITUDE DEFECTOR								4	0	3				
6	"	"	PBI	PBI		ENGINE FIRE, ENGINE'S HOT DOWN, CONVERSION PROCEDURES, SINGLE ENGINE LANDINGS, RTO, MESSING								4	0	7				
7	"	"	PBI	PBI		FMS OPERATIONS, HOLDING, UNUSUAL ATTITUDES, SINGLE ENGINE RLS APPROACH								4	0	1				
8	"	"	PBI	PBI		BLOW LAMP, GEAR DOWN, SINGLE SCISSOR FAILURE, DUAL SENSOR FAILURE, DECOMAATOR, MGB HOT OIL								3	7	9				
I certify that the statements made by me on this form are true.								Page Total	4	29	9		21	7						
Pilot's Signature: <i>Daniel Rodage</i>								Amount Forward	6966	14,170	7	33	133	9	2176	8	7993	9	457	88
								Total to Date	6873	16,200	6	33	155	6	2176	8	8023	0	492	81

CONFIDENTIAL DR-000087

GJFFRE007141
CONFIDENTIAL

Date	Aircraft Make and Model	Aircraft Identification Mark	Points of Departure & Arrival		Miles Flown	Flight No.	Remarks, Procedures, Maneuvers, Endorsements	Number of Landings	Aircraft Category...			...and Class			
			From	To					AIRPLANE	GLIDER	HELICOPTER	SEL	MEI		
2007															
5-6-03	BHT-41851D	FTD	BELL, TX	BELL, TX			FADEC TRAINING								
5-7-03	"	"	BELL, TX	BELL, TX			FADEC TRAINING								
5-9-03	SK-76C+	SIMULATOR	PBE	PBE			STUAL PEDALS, FIXED PITCH, CABLE GA DUAL AUTO ROTATIONS, CONSENSUS LAMPEN & PRED BOTTLE WITH POWER, DUAL SERVO FAILURES, FIXED PITCH, BRAKE FAILURE, NO TAIL ROTOR AND ROTATIONS								
10	"	"	PBE	PBE											
19	B-727-31H	N908JE	EWR	TIST	450		LV CW	3	7						
22	"	"	TIST	CMH	451		LV CW	1	4						
23	"	"	CMH	EWR	452		LV CW	1	4						
25	"	"	EWR	MIA	453		LV CW	1	1						
29	"	"	TIST	EWR	457		LV CW	1	1						
19	G-1159B	N909JE	CYCG	CYXU	1935		LV		4						
20	"	"	CYXU	PTK	1936		LV	1	1						
21	B-727-31H	N908JE	EWR	EWR	460		LV CW	1	1						
22	"	"	EWR	TIST	461		LV CW		3						
22	"	"	TIST	MIA	462		LV CW		2						
23	B-727-200	SIMULATOR	MIA	MIA					2						
24	"	"	MIA	MIA					1						
30	G-1159B	N909JE	TIST	TBB	1940		BH	1	1						
31	"	"	TBB	MIA	1941		BH		2						
31	B-727-31H	N908JE	MIA	EWR	463		BH CW		2						
I certify that the statements made by me on this form are true.								Page Total	6/5	37	6	10	0		
Pilot's Signature: <u>David Bridges</u>								Amount Forward	6873 6471 6879	10200	6	3	3	155	6
								Total to Date	6476	10238	2	3	3	165	6

CONFIDENTIAL DR_000088

GIUFFRE007142
CONFIDENTIAL

Date	Aircraft Make and Model	Aircraft Identification Mark	Points of Departure & Arrival		Miles Flown	Flight No.	Remarks, Procedures, Maneuvers, Endorsements	Number of Landings	Aircraft Category--			...and Class		Headlines Landed		
			From	To					Fixed Wing	CLIPPER	HELICOPTER	SCL	MEL			
2007 AUG 12	BH-407	N991GM	TEST	TEST											3	
13	B-727-31H	N908JG	TEST	EWB	465		LV CW	37						37		
15	G-1159B	N909JG	MIA	PBI	1942		LV	5						5		
16	B-727-31H	N908JG	EWB	VNY	466		LV BH	54						54		
16	"	"	VNY	ABQ	467		LV BH	17						17		
21	"	"	ABQ	MIA	468		LV BH	36						36		
21	"	"	MIA	TEST	469		LV BH	25						25		
27	"	"	TEST	EWB	470		LV BH	37						37		
29	G-1159B	N909JG	PBI	TEB	1943		LV	25	✓					25		
30	"	"	TEB	HPN	1944		LV	5						5		
30	"	"	HPN	TEST	1945		LV	37		CONFIDENTIAL				37	DR_000089	
SEP 6	B-727-31H	N908JG	EWB	PBI	471		LV CW	24						24		
18	G-1159B	N909JG	TEST	TEB	1955		LV	36						36		
30	B-727-31H	N908JG	TEST	EWB	474		LV BH	36						36		
DECEMBER 4	"	"	EWB	LFPB	475		LV BH	70						70		
12	"	"	LFPB	LPAZ	476		LV BH	33						33		
12	"	"	LPAZ	TEST	477		LV BH	54						54		
15	"	"	TEST	EWB	478		LV BH	37						37		
18	G-1159B	N909JG	TEB	BEO	1952		BH	10	✓					10		
I certify that the statements made by me on this form are true.								Page Total	37	578				3		
Pilot's Signature <i>David Pedegis</i>								Amount Forward	6879 6476	10238	2	33	165	6	2176	8851
								Total to Date	6891 6478	10298	8	33	165	9	2176	88119

GIUFFRE007143
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Date Mo 2007	Aircraft Make and Model	Aircraft Identification Mark	Points of Departure & Arrival		Miles Flown	Flight No.	Remarks, Procedures, Maneuvers, Endorsements	Number of Landings	Aircraft Category...			...and Class								
			From	To					Fixed Wing	GLIDER	HELICOPTER	SEL	MEL	LAMPENS						
OCT 18	G-1159B	N909JE	BED	TIST	1957		BH		3	5										
25	"	"	EWR	TIST	1959		LV		3	6										
OCT 26	B-727-31H	N908JE	EWR	VQQ	471		LV		2	3										
NOV 6	G-1159B	N909JE	TIST	TEB	1962		LV	1/1	4	0										
8	"	"	TEB	TIST	1963		LV		3	8										
15	"	"	TEB	TIST	1967		BH		3	6										
17	"	"	TIST	BED	1968		BH	1/1	3	9										
17	"	"	BED	TEB	1969		BH	1/1	9											
21	"	"	TEB	TIST	1970		BH		3	5										
26	"	"	TIST	TEB	1971		LV		4	1										
DEC 2	"	SIMULSAR	DFW	DFW		ALLEN THOMPSON - INSTRUCTOR BRENT KERRY - CREW GUY FRENCH - INSTRUCTOR BRENT KERRY - CREW	HOLDING		4	0										
3	"	"	"	"					3	0										
11	"	N909JE	TIST	TEB	1976		LV		4	0										
13	"	"	TEB	PWM	1977		LV	1/1	1	0										
14	"	"	PWM	BED	1978		LV		8											
14	"	"	BED	TEB	1979		LV		1	1										
14	"	"	TEB	MIA	1980		LV		2	8										
18	"	"	TIST	PBI	1982		LV	1/1	2	8										
18	"	"	PBI	TEB	1983		LV		2	4										
I certify that the statements made by me on this form are true.								Page Total	5/5	55	1									
Pilot's Signature: <i>David Rodriguez</i>								Amount Forward	6881 6478	10296	0	3	3	165	9	2176	8	8119	2	514
								Total to Date	6880 6483	10351	1	3	3	165	9	2176	8	8174	3	514

GIUFFRE007144
CONFIDENTIAL

Date	Aircraft Make and Model	Aircraft Identification Mark	Points of Departure & Arrival		Miles Flown	Flight No.	Remarks, Procedures, Maneuvers, Endorsements	Number of Landings	Aircraft Category...			...and Class	
			From	To					AIRPLANE	GLIDER	HELICOPTER	SCL	MEL
2007													
DEC 21	G-1159B	N909JE	TEB	TIST		1984		LV		35			35
2008	"	"	TIST	TEB		1985		LV	1/1	39			39
JAN 6	"	"	TEB	TIST		1986		LV		35			35
16	B-721-200	SIMULATOR	MIA	MIA						20			20
16	"	"	"	"						20			20
17	"	"	"	"						20			20
18	"	"	"	"						20			20
26	G-1159B	N909JE	EWR	TEB		1991		LV		5			5
FEB 5	"	"	TIST	TEB		1993		BH	1/1	42			42
8	"	"	TEB	SAF		1994		BH		4	CONFIDENTIAL DR_000091		44
12	"	"	SAF	MEA		1995		LV	1/1	37			37
13	"	"	MIA	TEB		1996		BH		24			24
15	"	"	TEB	TIST		1997		BH		34			34
24	"	"	TIST	TEB		1998		BH		40			40
27	"	"	TEB	BEO		1999		LV		9			9
27	"	"	BEO	TEB		2000		LV		10			10
29	"	"	TEB	TIST		2001		LV		35			35
MAR 6	B-727-31H	N908JE	VQQ	VQQ		480		LV		16			16
8	G-1159B	N909JE	TEB	BEO		2003		BH		8			8

I certify that the statements made by me on this form are true.

Pilot's Signature *David Rodzisz*

Page Total	3/2	493		
Amount Forward	6886	103511	33165	9
Total to Date	6889	104004	33165	9

		49
2176	88174	
2176	88223	

GJFFRE007145
CONFIDENTIAL

Date	Aircraft Make and Model	Aircraft Identification Mark	Points of Departure & Arrival		Miles Flown	Flight No.	Remarks, Procedures, Maneuvers, Endorsements	Number of Landings	Aircraft Category...			Land Class				
			From	To					BIPLANE	GLIDER	HELICOPTER	SEL	MEL			
2008 MAR 5	G-1159B	N909JE	TEB	TEB		2004	BH		1	0				1		
8	"	"	TEB	ACY		2005	BH			6						
9	"	"	ACY	TEB		2006	BH	1/1		7						
16	B-727-31H	N908JE	VQQ	LCQ		1981	BH LV			4						
16	G-1159B	N909JE	TIST	EWR		2010	LV			4	2			4		
21	"	"	EWR	SSI		2011	LV			2	0			2		
21	"	"	SSI	TIST		2012	LV			2	9			2		
24	"	"	TIST	TEB		2013	LV	1/1		3	7			3		
25	S-76	N908GM	MAS	RWI			LV			2	4		2	2		
25	S-76	N908GM	RWE	HXD			LV						2	1		
26	"	"	HXD	DAB			LV	1/1								
26	"	"	DAB	PBE			LV						1	4		
28	G-1159B	N909JE	TEB	TIST		2014	LV			3	5					
APR 9	"	"	TIST	TEB		2016	BH			3	4					
15	"	"	TIST	TEB		2017	LV	1/1		3	7					
17	"	"	TEB	EINN		2018	LV			6	1					
18	"	"	EINN	LFPB		2019	LV			1	6					
22	"	"	LFPB	LLBG		2020	LV	1/1		4	2					
25	"	"	LLBG	LGIR		2021	LV			1	5					
I certify that the statements made by me on this form are true.								Page Total	4/3	39	5		7	5		
Pilot's Signature <u>David Rodgers</u>								Amount Forward	6889 6485	10400	4	33	165	9	2176	882
								Total to Date	6893 6489	10439	9	33	173	4	2176	882

GIUFFRE007146
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Date	Aircraft Make and Model	Aircraft Identification Mark	Points of Departure & Arrival		Miles Flown	Flight No.	Remarks, Procedures, Manuevers, Endorsements	Number of Landings	Aircraft Category...			...and Class			
			From	To					PLANE	GLIDER	HELICOPTER	SEL	MEL		
APR 25	G-1159B	N909JE	LGIR	LFPB	2622		LV		3	4			3	4	
29	"	"	LFPB	CYJT	2623		LV	1/1	5	8			5	8	
29	"	"	CYJT	TEB	2624		LV	1/1	2	5			2	5	
MAY 17	"	"	TIST	TEB	2628		BH	1/1	4	1			4	1	
22	"	"	TEB	TIST	2629		LV		3	5			3	5	
23	BHT-467	N491GM	LST	TIST			LV					2			
26	"	"	LST	LST			NVA					2			
27	G-1159B	N909JE	TIST	TEB	2630		LV	1/1	3	8				3	8
29	B-727-31H	N908JE	PBI	LCQ	483		LV BH			9				9	
29	G-1159B	N909JE	TEB	MLV	2631		BH				CONFIDENTIAL DR_00009B			7	
31	B-727-31H	N908JE	LCQ	VQQ	484		LV BH			4				4	
JUL 11	G-1159B	N909JE	TIST	POK	2634		BH	1/1	3	9				3	9
11	"	"	POK	TEB	2635		BH LV	1/1	1	9				1	9
JUL 2	B-727-31H	N908JE	VQQ	PBI	485		BH LV			9				9	
AUG 18	B-727-200	SIMULATOR	MIA	MIA					2	0				2	0
23	G-1159B	N909JE	PBI	PBI	2048		LV			1				1	
NOV 20	"	"	"	"	2644		LV	3/3	1	0				1	0
22	"	"	"	SEF	2645		LV			5				5	
22	"	"	SEF	PBI	2646		LV			5				5	

I certify that the statements made by me on this form are true.

Pilot's Signature Daniel Rodas

Page Total	9/8	36	9	4		36	9		
Amount Forward	6893	10439	9	33	173	4	2176	8	8263
Total to Date	6902	10476	8	33	173	8	2176	8	8300

Date	Aircraft Make and Model	Aircraft Identification Mark	Points of Departure & Arrival		Miles Flown	Flight No.	Remarks, Procedures, Maneuvers, Endorsements	Number of Landings	Aircraft Category...			...and Class			
			From	To					AIRPLANE	GLIDER	HELICOPTER	SEL	MEL		
2008 DEC 9	B-727-31H	N908JE	PBI	LCQ		486			1	0			1	0	
2009 JAN 5	G-1159B	SIMULATOR	DFW	DFW			STATUS STOP TRANS, CIRCULAR APPROACH, MISSED APPROACH, V-1 CUT, A31 BLEED HOPPING, WINDSHEAR, RTO, NO FLAP LANDING SE ILS SE CLEARING, FLT HD FAILURE		3	0				3	0
6	"	"	"	"					3	0				3	0
FEB 4	B-727-200	"	MIA	MIA			PC WARMUP HAL LENO - INSTRUCTOR		1	5				1	5
4	"	"	"	"			PC PC - RAY BARRANO HAL LENO		1	5				1	5
4	"	"	"	"			CAPTAIN WARMUP HAL LENO INSTRUCTOR		1	5				1	5
4	"	"	"	"			CAPTAIN PC - RAY BARRANO		1	5				1	5
28	B-727-31H	N908JE	LCQ	PBI		487			1	1				1	0
MAR 7	G-1159B	N909JE	PBI	MYN		2648			1					1	0
7	"	"	MYN	PBI		2649			1					1	0
MAY 7	B-727-31H	N908JE	PBI	PBI		488			1					1	0
JUL 10	G-1159B	N909JE	PBI	PBI		2650			1					1	0
13	"	"	PBI	PBI		2651			1					1	0
SEP 25	B-727-200	SIMULATOR	MIA	MIA					1	5				1	5
25	"	"	"	"					1	5				1	5
OCT 19	B-727-31H	N908JE	PBI	VQQ		489			1	1				1	1
NOV 30	G-1159B	N909JE	PBI	PBI		2652			1	2				1	2
2010 JAN 6	"	"	PBI	TEB		2653			2	5				2	5
6	"	"	TEB	PBI		2654			2	5				2	5

I certify that the statements made by me on this form are true.

Pilot's Signature: *David Rodriguez*

Page Total	2/2	28	1												28	1		
Amount Forward	6902 6496	16476	8	3	3	173	8								2176	8	8300	0
Total to Date	6904 6498	16504	9	3	3	173	8								2176	8	8328	1

Date	Aircraft Make and Model	Aircraft Identification Mark	Points of Departure & Arrival		Miles Flown	Flight No.	Remarks, Procedures, Maneuvers, Endorsements	Number of Landings	Aircraft Category...			...and Class		
			From	To					ACRYLAK	GLIDER	HELICOPTER			
JAN 12	G-1159B	N909JE	PBI	TEB										
13	"	"	TEB	PBI	2055		LV	2	9			SEL		
15	"	"	PBI	TIST	2056		LV	2	4					
15	"	"	TIST	PBI	2057		LV	1/1	2	4				
FEB 1	"	"	PBI	TEB	2058		LV		2	8				
2	"	"	TEB	BED	2059		LV		2	4				
2	"	"	BED	TEB	2060		LV			9				
2	"	"	TEB	BCT	2061		LV			9				
5	"	"	BCT	TIST	2062		LV		2	8				
5	"	"	TIST	PBI	2063		LV		2	3				
10	G-1159A	SPMULATOR	DFW	DFW	2064		LV		2	9				
11	"	"	DFW	DFW		HOLDING PATTERNS								
16	G-1159B	N909JE	PBI	TIST		HOLDING								
16	"	"	TIST	PBI	2065		LV	1/1	2	4				
18	"	"	PBI	TEB	2066		LV		2	9				
19	"	"	TEB	PBI	2067		LV	1/1	2	6				
23	"	"	PBI	TEB	2068		LV		2	6				
24	"	"	TEB	PBI	2069		LV	1/1	2	5				
27	B-727-31H	N908JE	VQQ	PBI	2070		LV		2	8				
					490		LV			10				
I certify that the statements made by me on this form are true.														
Pilot's Signature <u>David Rodriguez</u>														
Page Total								4/4	463					
Amount Forward								6904	10504	9	3	3	173	8
Total to Date								6908	10551	2	3	3	173	8
								6502						

Instructions

CONFIDENTIAL DR_000095

GIUFFRE007149
CONFIDENTIAL

Date	Aircraft Make and Model	Aircraft Identification Mark	Points of Departure & Arrival		Miles Flown	Flight No.	Remarks, Procedures, Manoeuvres, Endorsements	Number of Landings	Aircraft Category...			...and Class			
			From	To					AIRPLANE	GLIDER	HELICOPTER	SEL	MEL		
2010 MAR 2	G-1159B	N909JE	PBI	TEB		2671	LV	1/1	2	4			2	4	
3	"	"	TEB	BCT		2672	LV		3	0			3	0	
5	"	"	BCT	TIST		2673	LV	/1	2	3			2	3	
5	"	"	TIST	PBI		2674	LV		2	9			2	9	
15	B-727-200	SIMULATOR	MIA	MIA											
15	"	"	"	"					1	5			1	5	
22	G-1159	N530GA	PBI	PTK					1	5			1	5	
25	G-1159B	N909JE	PBI	TEB		2075	LV	1/1	2	4			2	4	
26	"	"	TEB	PBI		2676	LV		2	6			2	6	
29	"	"	PBI	TIST		2677	LV	/1	2	3			2	3	
29	"	"	TIST	PBI		2678	LV		2	9			2	9	
APR 7	"	"	PBI	TEB		2679	LV	1/1	2	4			2	4	
8	"	"	TEB	PBI		2680	LV		2	7			2	7	
19	"	"	PBI	BED		2681	LV	1/1	2	6			2	6	
19	"	"	BED	TEB		2682	LV		9					9	
20	"	"	TEB	PBI		2683	LV		2	6			2	6	
29	"	"	PBI	TEB		2684	LV	1/1	2	6			2	6	
30	"	"	TEB	PBI		2685	LV		2	5			2	5	
MAY 2	B-727-200	SIMULATOR	MIA	MIA					1	5			1	5	
I certify that the statements made by me on this form are true.															
Pilot's Signature: <u>David Rodgers</u>															
							Page Total	5/7	44	1				44	
							Amount Forward	6968	6541	1055	12	3	3	173	8
							Total to Date	6913	6509	1059	3	3	3	173	8

CONFIDENTIAL DR_000096

GIUFFRE007150
CONFIDENTIAL

Date	Aircraft Make and Model	Aircraft Identification Mark	Points of Departure & Arrival		Miles Flown	Flight No.	Remarks, Procedures, Manuevers, Endorsements	Number of Landings	Aircraft Category...			...and Class		
			From	To					Fixed Wing	Glider	Helicopter	SE	ME	
2010														
MAY 6	B-727-31H	N908JE	PBI	PBI	491		LV BH		1	5				
13	G-1159B	N909JE	PBI	TIST	2086		BH 1/1	2	4					
13	"	"	TIST	PBI	2087		BH 1/1	2	5					
20	"	"	PBI	TEB	2088		LV 1/1	2	5					
21	"	"	TEB	PBI	2089		LV		2	4				
31	"	"	PBI	TIST	2090		LV 1/1	2	4					
31	"	"	TIST	PBI	2091		LV		2	7				
JUN 2	"	"	PBI	TEB	2092		LV 1/1	2	4					
3	"	"	TEB	PBI	2093		LV		2	7				
9	"	"	PBI	TIST	2094		LV 1/1	CONFIDENTIAL DR 000097						
9	"	"	TIST	PBI	2095		LV		2	5				
10	"	"	PBI	TEB	2096		LV 1/1	2	5					
11	"	"	TEB	PBI	2097		LV		2	4				
17	"	"	PBI	TEB	2098		LV 1/1	2	5					
18	"	"	TEB	PBI	2099		LV		2	4				
29	B-727-200	SIMULATOR	MIA	MIA		LARRY MORRISON 6 MONTH CHECK	LV		1	5				
JUL 1	G-1159B	N909JE	PBI	TIST	2100		LV 1/1	2	6					
2	"	"	TIST	PBI	2103		LV		2	6				
15	"	"	PBI	TIST	2106		LV 1/1	2	5					
I certify that the statements made by me on this form are true.								Page Total	10/10	45	5			
Pilot's Signature: <i>David Rodgers</i>								Amount Forward	6413 6509	10595	3	33173	8	2176 88
								Total to Date	6923 6519	16646	8	33173	8	2176 88

GIUFFRE007151
CONFIDENTIAL

Date	Aircraft Make and Model	Aircraft Identification Mark	Points of Departure & Arrival		Miles Flown	Flight No.	Remarks, Procedures, Maneuvers, Endorsements	Number of Landings	Aircraft Category...			...and Class		Helicopters Landings						
			From	To					AIRPLANE	GLIDER	HELICOPTER	SEL	MEL							
2010 JUL 16	A/C-1154B	N909JE	TIST	BCT		2107		LV	2	6				26						
20	"	"	BCT	TEB		2108		LV	2	4				24						
25	"	"	TEB	LFPB		2109		LV	7	2				72						
AUG 2	"	"	LFPB	CYQX		2110		LV	1/1	5				57						
2	"	"	CYQX	TEB		2110		LV	1/1	2				28						
25	"	"	TEB	PHX		2116		LV	1/1	4				47						
25	"	"	PHX	ABQ		2117		LV	1/1	9				9						
30	"	"	ABQ	TEB		2118		LV		3				38						
SEP 2	"	"	TEB	TIST		2119		LV	1/1	3				37						
12	"	"	TIST	BED		2120		LV		4		CONFIDENTIAL	DR_000098	0						
12	"	"	BED	TEB		2121		LV		1				10						
19	"	"	TEB	TIST		2122		LV	1/1	3				37						
21	"	"	TIST	TEB		2123	NADIA MARCEUKOVA FLOW 5 IN THE RIGHT SEAT, I SAT IN THE SEAT	LV		0				0						
26	"	"	TEB	EGGP		2124	DIVERTED TO ALTERNATE	LV	1/1	6				65						
27	"	"	EGGP	EGGW		2125		LV	1/1	7				7						
29	"	"	EGGW	LFPB		2126		LV		1				11						
OCT 18	"	"	LFPB	EGGW		2127	DIVERTED TO EGGW BECAUSE OF EMERGENCY TRACKS, SKIDING DIVERSION	LV	1/1	2				28						
19	"	"	EGGW	BGR		2128	EMPTY	LV		6				68						
19	"	"	BGR	TEB		2129	EMPTY	LV		1				14						
I certify that the statements made by me on this form are true.								Page Total	8/6	61	8			61	8					
Pilot's Signature <i>David Redger</i>								Amount Forward	6923	6519	6446	8	33	173	8	2176	8	8464	0	517
								Total to Date	6921	6525	10702	6	33	173	8	2176	8	8525	8	517

GJFFRE007152
CONFIDENTIAL

Date	Aircraft Make and Model	Aircraft Identification Mark	Points of Departure & Arrival		Miles Flown	Flight No.	Remarks, Procedures, Maneuvers, Endorsements	Number of Landings	Aircraft Category...			Aircraft Class			
			From	To					AIRPLANE	GLIDER	HELICOPTER	SEL	MEL	LANGON	
2010 24	G-1159B	N909JE	TEB	TIST	2132		LV	1/1	3	5				35	
27	B-727-31H	N908JE	PBI	PBI	492		LV	3/3	1	7				17	
29	G-1159B	N909JE	TIST	EWR	2131		LV		3	6				36	
29	"	"	EWR	CPS	2132	EMPTY	LV		2	2				22	
30	"	"	CPS	TEB	2133	EMPTY	LV	1/1	2	0				20	
7	"	"	TEB	ABQ	2134		LV		4	0				40	
13	"	"	ABQ	TEB	2135		LV	✓	3	7				37	
19	"	"	TEB	TIST	2136		LV		3	8				38	
30	"	"	TIST	TEB	2137		LV	✓	4	0				40	
2011 JAN 6	"	"	TEB	TIST	2138		LV		3	7				37	
17	"	"	TIST	PBI	2139		LV	1/1	2	9	CONFIDENTIAL	DR_000099		29	
18	"	"	PBI	TEB	2140		LV		2	4				24	
FEB 2	G-1159A	SIMULATOR	DFW	DFW		HOLDING			2	0				20	
2	"	"	"	"					2	0				20	
3	"	"	"	"		HOLDING		3/3	2	0				20	
3	"	"	"	"					2	0				20	
6	G-1159B	N909JE	TEB	TIST	2141			✓	3	5				35	
10	G-1159B	N530GA	PBI	TEB		JOHN ROBERTS			2	4				24	
13	G-1159B	N909JE	TEB	BED	2143		LV	1/1	9					9	
I certify that the statements made by me on this form are true.								Page Total	13/10	52	3			523	
Pilot's Signature: <u>David Rediger</u>								Amount Forward	6931	1702	6	33	173	8	2176 8 8525 8 51
								Total to Date	6944	1754	9	33	173	8	2176 8 8528 1 51
									6535						

GIUFFRE007153
CONFIDENTIAL

Date	Aircraft Make and Model	Aircraft Identification Mark	Points of Departure & Arrival		Miles Flown	Flight No.	Remarks, Procedures, Maneuvers, Endorsements	Number of Landings	Aircraft Category...			...and Class	
			From	To					AIRPLANE	GLIDER	HELICOPTER	SEL	MEL
2011 Feb 13	G-1159B	N909JE	BED	PBI		2144		LV		27			27
16	"	"	PBI	TIST		2145		LV		24			24
18	S-76C++	N722JE	TIST	LST				LV		3			3
19	"	"	LST	TISX				LV		3			3
19	"	"	TISX	LST				LV		3			3
19	"	"	LST	TIST				LV		1			1
20	"	"	TIST	LST				LV		1			1
20	"	"	LST	TIST				LV		1			1
20	G-1159B	N909JE	TIST	TEB		2146		LV	✓	42			42
26	"	"	TEB	ABQ		2147		LV		50			50
MAR 1	"	"	ABQ	LGB		2148		LV	1/1	10			10
4	"	"	LGB	ABQ		2149		LV		16			16
10	"	"	ABQ	CPS		2150		LV	1/1	22			22
26	"	"	CPS	TEB		2151		LV		18			18
26	"	"	TEB	TIST		2152		LV		34			34
27	"	"	TIST	MDPC		2153		LV	1/1	8			8
27	"	"	MDPC	TIST		2154		LV	1/1	8			8
27	"	"	TIST	MDPC		2155		LV	1/1	9			9
28	"	"	MDPC	TIST		2156		LV		9			9

I certify that the statements made by me on this form are true.

Pilot's Signature Daniel Rodriguez

Page Total	6/5	286			12
Amount Forward	6944	10754	9	33	1738
Total to Date	6540	10783	5	33	1750

SEL	MEL
	27
	24
	3
	3
	3
	1
	1
	1
	42
	50
	10
	16
	22
	18
	34
	8
	8
	9
	9
	28
2176	8518
2176	8606

Date	Aircraft Make and Model	Aircraft Identification Mark	Points of Departure & Arrival		Miles Flown	Flight No.	Remarks, Procedures, Maneuvers, Endorsements	Number of Landings	Aircraft Category...			Land Class					
			From	To					AIRPLANE	GLIDER	HELICOPTER	SEL	MEL	LOW			
2011																	
MAR 29	G-1159B	N909JE	TIST	TEB		215		1	4					4			
30	S-76C++	N722JE	TEB	4M1			1										
30	"	"	4M1	TEB			1										
30	"	"	TEB	POU													
APR 13	B-727-200	SPMUL370L	SFB	SFB				2						2	0		
13	"	"	"	"				2						2	0		
14	"	"	"	"				2						2	0		
14	"	"	"	"				2						2	0		
26	B-727-314	N908JE	PBI	BOK				1						1	2		
30	G-1159B	N909JE	TIST	TEB		2159		1	3					3	8		
MAY 14	"	"	TEB	LFPB		2160		1	7					7	4		
16	"	"	LFPB	GOOP		2161		1	6					6	3		
20	"	"	G0BY	GVAC		2162		1	1					1	2		
20	"	"	GVAC	TIST		2163		1	6					6	4		
22	"	"	TIST	TEB		2164		1	4					4	1		
JUN 6	BHT-407	N491GM	PBI-FUS	PBI													
8	"	"	PBI-LMA	PBI													
26	G-1159B	N909JE	TIST	TEB		2166		1	4					4	0		
30	"	"	TEB	PBI		2167		1	2					2	4		
I certify that the statements made by me on this form are true.								Page Total			5	4	48	9	4	4	
Pilot's Signature: <i>David Redgate</i>								Amount Forward			6450	6540	10783	5	33	175	0
								Total to Date			6955	6544	10852	4	33	179	4

CONFIDENTIAL DR_000101

GIUFFRE007155
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Date	Aircraft Make and Model	Aircraft Identification Mark	Points of Departure & Arrival		Miles Flown	Flight No.	Remarks, Procedures, Manoeuvres, Endorsements	Number of Landings	Aircraft Category...			...and Class		Helicopters	CondIt
			From	To					Fixed Wing	CLIMB	HELICOPTER	SEL	MEL		
2011															
Jul 4	G-1159B	N909JE	PBI	TEB	2168		LV	1/1	24				24		2
9	"	"	TEB	ASE	2169		LV		39				39		3
9	"	"	ASE	ABQ	2170		LV		12				12		1
14	"	"	ABQ	BFI	2171		LV	1/1	20				28		2
15	"	"	BFI	APC	2172		LV		16				16		1
17	"	"	APC	TEB	2173		LV	1	51				51		5
19	"	"	TEB	TIST	2174		LV		35				35		3
20	"	"	TIST	TEB	2175		LV	1/1	40				40		4
25	B-727-200	SIMULATOR	MEA	MEA					20				20		
25	"	"	"	"					20				20		
26	"	"	"	"					10				10		
26	"	"	"	"					10				10		
28	G-1159B	N909JE	TEB	PBI	2176				0				0		
28	"	"	PBI	PBI	2177				11				11		
Aug 3	B-727-31H	N908JE	BQK	PBI	494		LV	1/1	11				11		1
31	BHT-407	N491GM	TIST	LST			LV							1	
31	"	"	LST	LST			LV						8		
Sep 4	G-1159B	N909JE	SWF	TIST	2180		LV	1	39				39		3
13	"	"	TEB	TIST	2182		LV	1	38				38		3

CONFIDENTIAL DR 200102

I certify that the statements made by me on this form are true.

Pilot's Signature: David Rodger

Page Total	9/8	404	10												
Amount Forward	6955	10832	4	33	179	4	2176	8	8655	6	536	97			
Total to Date	6964	10872	8	33	180	4	2176	8	8696	0	545	120			

GIUFFRE007156
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Date	Aircraft Make and Model	Aircraft Identification Mark	Points of Departure & Arrival		Miles Flown	Flight No.	Remarks, Procedures, Maneuvers, Endorsements	Number of Landings	Aircraft Category...		
			From	To					AIRPLANE	GLIDER	HELICOPTER
2012 MAR 19	B-727-31H	N908JE	LFPB	EGHL		501	LASHAM MASCANT	1/1	10		
APR 18	G-1159B	N909JE	TEB	TIST		2267			37		
30	B-727-200	SIMULATOR	MIA	MIA			WARM UPS CAPTAIN AND ENTWINGENBERG HOLDING CAPTAIN PC HOLDING HARRY BROWN - EXAMINER JOE BRYANT		40		
MAY 1	"	"	"	"					40		
3	G-1159B	N909JE	TIST	PBI		2268			27		
4	"	"	PBI	TEB		2269		1/1	25		
JUL 8	"	"	TEB	TIST		2212			35		
20	"	"	TIST	TIST		2213		3/3	2		
21	"	"	TIST	TEB		2214		1/1	38		
26	"	"	TEB	PBI		2215			24		
30	"	"	PBI	CNW		2216		1/1	24		
30	"	"	CNW	ABQ		2217		1/1	15		
AUG 25	"	"	ABQ	SFO		2218			23		
6	"	"	SFO	ABQ		2219			21		
18	"	"	ABQ	TEB		2220			36		
22	"	"	TEB	IAD		2221		1/1	9		
22	"	"	IAD	PBI		2222		1/1	23		
26	"	"	PBI	TIST		2223			26		
SEP 6	"	"	TIST	TEB		2224		1/1	38		

I certify that the statements made by me on this form are true.

Pilot's Signature David Redger

Page Total	11/9	49	3		
Amount Forward	6967	8566	1023	5	33 180 6
Total to Date	6978	6565	1092	8	33 180 6

...and Class			HELICOPTER
SCL	MEL	LANDING	
			10
			37
			40
			40
			27
			25
			35
			2
			38
			24
			24
			15
			23
			21
			36
			9
			23
			26
			38
			493
2176	88746	75	
2176	88796	05	

CONFIDENTIAL DR_000104

GIUFFRE007158
CONFIDENTIAL

Date	Aircraft Make and Model	Aircraft Identification Mark	Points of Departure & Arrival		Miles Flown	Flight No.	Remarks, Procedures, Maneuvers, Endorsements	Number of Landings	Aircraft Category...			...and Class				
			From	To					AIRPLANE	GLIDER	HELICOPTER	SEL	MEI			
2012																
SEP 13	G-1159B	N909JE	TEB	ABQ												
18	"	"	ABQ	ONT	2225		LV		41				4			
19	"	"	ONT	TEB	2226		LV	1/1	16				1			
28	"	"	TEB	PBI	2227		LV		43				4			
OCT 1	"	"	PBI	TIST	2228		LV	1/1	25				2			
6	"	"	TIST	TEB	2229		LV		26				2			
24	B-727-31H	N908JE	EGHL	EGSS	502	WASHAM TO STANSTON	LV	1/1	37				3			
28	G-1159B	N909JE	TEB	TIST	2231	JEN BARCZAKSKI	LV		7							
NOV 12	B-727-200	SEMULATOR	MIA	MIA		FE PC MARCELLO MARINO	LV	1/1	39				3			
12	"	"	"	"		CAPTAIN PC HOLOFNE	LV		20				2			
20	G-1159B	N909JE	TEB	PBI	2235	BARREY BROWN	LV		20				2			
25	"	"	PBI	MDW	2236		LV		25				2			
26	"	"	MDW	TEB	2237		LV		28				2			
DEC 6	B-727-31H	N908JE	EGSS	EGSS	503		LV		16				1			
7	"	"	EGSS	JFK	504		LV	1/1	7							
14	"	"	JFK	TIST	505		LV		82				1			
2013 JAN 10	"	"	TIST	PBI	506		LV	1/1	37							
17	G-1159B	N909JE	TEB	PBI	2239		LV		28							
21	"	"	PBI	TEB	2240		LV		29				2			
							LV		27				2			
I certify that the statements made by me on this form are true.																
Pilot's Signature <i>David Rodgers</i>																
								Page Total	6/4	558				5		
								Amount Forward	0970 6565	10972	8	3	3	180	6	
								Total to Date	6984 6569	11028	6	3	3	180	6	
															2176	887
															2176	888

GIUFFRE007159
CONFIDENTIAL

Date	Aircraft Make and Model	Aircraft Identification Mark	Points of Departure & Arrival		Miles Flown	Flight No.	Remarks, Procedures, Maneuvers, Endorsements	Number of Landings	Aircraft Category...			
			From	To					AEROPLANE	GLIDER	HELICOPTER	
2013												
FEB 7	B-727-31H	N908JE	PBI	BQK	507		LV CH 1/1	1				
13	G-1159A	SIMULATOR	DFW	DFW		RISKY CREWS - INSTRUMENT HOLDING	308 FGRN/AMBL	2	0			
14	"	"	"	"		SAME AS ABOVE HOLDING		3/3	2	0		
16	G-1159B	N909JE	TEB	PBI	2245		LV 1/1	3	0			
18	"	"	PBI	TEB	2246		LV	2	0			
22	"	"	TEB	ABQ	2247		LV 1/1	4	9			
24	"	"	ABQ	LGB	2248		LV	1	7			
26	"	"	LGB	TEB	2249		LV	4	8			
MAR 1	"	"	TEB	PBI	2250	BILL GATES	LV	2	5			
19	"	"	TIST	TEB	2252		LV 1/1	4	2			
APR 5	"	"	TEB	TIST	2256		LV 1/1	3	6			
21	"	"	TIST	TEB	2257		LV 1/1	3	8			
25	"	"	TEB	ASE	2258		LV 1/1	4	3			
25	"	"	ASE	ABQ	2294		LV 1/1	1	0			
25	"	"	ABQ	TUL	2260		LV 1/1	1	3			
29	"	"	TUL	VNY	2261		LV	3	0			
30	"	"	VNY	TEB	2262		LV 1/1	4	9			
MAY 6	"	"	TEB	TIST	2263		LV	3	8			
12	"	"	TIST	PBI	2264		LV 1/1	2	7			

I certify that the statements made by me on this form are true.

Pilot's Signature: *David Redger*

Pago Total	14/12	574			
Amount Forward	6984	11028	6	33	180
Total to Date	6589	11086	0	33	180

...and Class
SEL 1

CONFIDENTIAL DR_000106

2176 8
2176 8

GIUFFRE007160
CONFIDENTIAL

Date	Aircraft Make and Model	Aircraft Identification Mark	Points of Departure & Arrival		Miles Flown	Flight No.	Remarks, Procedures, Manoeuvres, Endorsements	Number of Landings	Aircraft Category...			...and Class		
			From	To					PLANE	GLIDER	HELICOPTER	SEL	MEL	
2013 MAY 15	G-1159B	N909JE	PBI	TIST		2265		LV		2	3			23
22	"	"	TIST	ISP		2266	DARREN ROXBELL	LV	✓	3	6			36
24	"	"	ISP	TEB		2267		LV	✓	8				
24	"	"	TEB	TIST		2268		LV	✓	3	7			37
JUN 3	"	"	TIST	ISP		2269		LV		3	9			39
6	"	"	ISP	LFPB		2270		LV	/	7	0			70
15	"	"	LFPB	LPAZ		2271		LV		3	9			39
16	"	"	LPAZ	TIST		2272		LV		5	6			56
24	"	"	TIST	TEB		2273		LV	✓	3	9			39
JUL 17	"	"	TIST	TEB		2276	BILLY DIMARCO	LV	✓	3	8			38
19	"	"	TEB	BED		2277		LV			9			9
19	"	"	BED	TIST		2278		LV		3				3
25	"	"	TIST	PBI		2279		LV	✓	2	6			26
26	"	"	PBI	TEB		2280		LV		2	5			25
AUG 1	"	"	TEB	ABQ		2281	BILLY DIMARCO	LV	✓	4	2			42
3	"	"	ABQ	LAS		2282		BD	✓	1	3			13
4	"	"	LAS	ABQ		2283		BD	✓	1	4			14
7	"	"	ABQ	ASE		2284		BD	✓	1	1			11
7	"	"	ASE	BFI		2285		BD	✓	2	2			22

I certify that the statements made by me on this form are true.

Pilot's Signature Daniel Rodgas

Page Total	16/11	584			
Amount Forward	6998 6581	11086	0	33	180 6
Total to Date	7009 6592	11144	4	33	180 6

					58
					2176 8 890
					2176 8 895

GUFFRE007161
CONFIDENTIAL

EXHIBIT 42
(Filed Under Seal)



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-  scan0018
-  scan0019















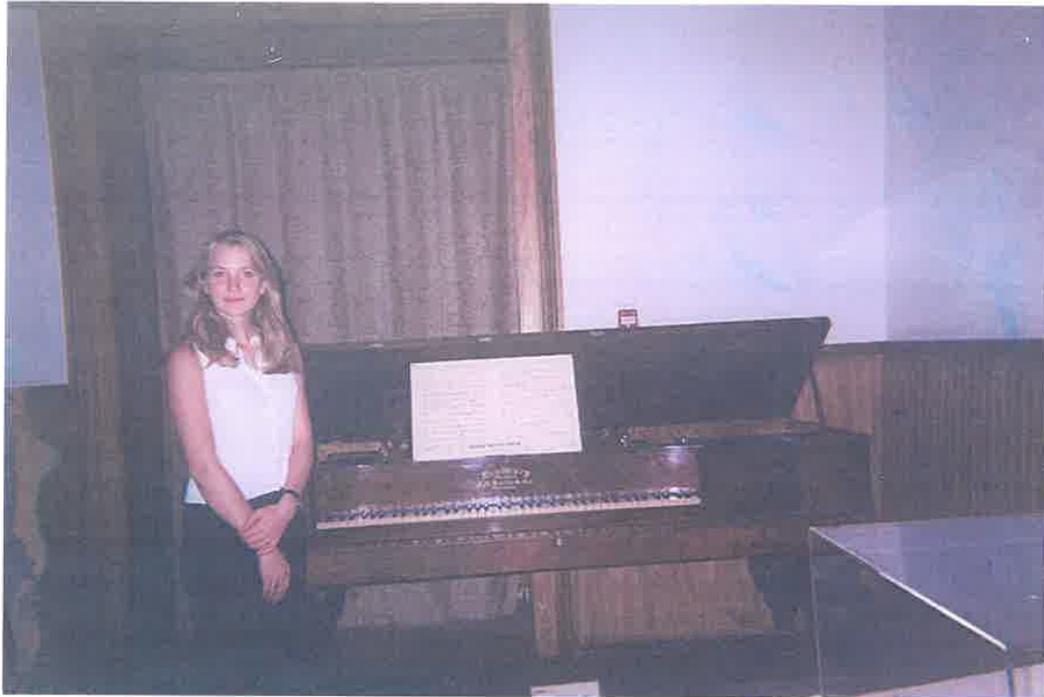
























EXHIBIT 43
(Filed Under Seal)

โรงแรม ส. รามคำแหง อ. เมือง จ. เชียงใหม่ 50100 โทร. (063) 281033-8 แฟกซ์ 281044



ROOM SERVICE

ทะเบียนการค้าเลขที่ 60 14 2827

WAITER NO.	PERSONS	TABLE NO.	CHECK NO.
062	1	023	Nº 32098
DETAILS		AMOUNTS	

DETAILS		AMOUNTS	
5 ROOM-B/F			
Food	820.00	TBL 923/1	CHK 2098
VAT	24.64	DST 4	
SERVICE	32.00	09OCT '02 06:11AM	
TOTAL	376.64	4 COFE/TEA/MILK	320.00 T
		FOOD TOTAL	320.00
		VAT 7%	24.64
		SERVICE	32.00
		TOTAL DUE	376.64

923
 923/ROBERTS
 HOTEL GUEST 376.64
 ACC RECEIVABLE 021009-02-00278
 TIN 3 10 1 61770 2
 RD# 5014 22 000232
 ---5 CHECK CLOSED 06:13AM---

02 001-9-3:24

PAID-CHARGES	
NAME: Virginia Roberts	ROOM NO. 923
ADDRESS:-	S.C. NO.
SIGNATURE	

112 ถ. ซ่างคตพ.ม. ซ่างคตพ. อ. เมือง จ. เชียงใหม่ 50100 โทร. (063) 281033-8 แฟกซ์ 281044



ROYAL PRINCESS
CHIANG MAI

ROOM SERVICE

ทะเบียนการค้าเลขที่ 50 14 2827

WAITER NO.	PERSONS	TABLE NO.	CHECK NO.
062	1	923	No 32106
DETAILS		AMOUNTS	

DETAILS		AMOUNTS	
5 ROOM-B/F			
Food	110.00	TBL 923/1	CHK 2106
VAT	8.47	10OCT'02 06:24AM	
SERVICE	11.00	3 FRENCH FRIES	11.00 T
TOTAL	129.47	FOOD TOTAL	110.00
		VAT 7%	8.47
		SERVICE	11.00
		TOTAL DUE	129.47

923
923/ROBERTS
HOTEL GUEST 129.47
ACC RECIEVABLE 021010-02-00310
TIN 3 10 1 61770 2
RID# 5014 22 000232
---5 CHECK CLOSED 06:25AM---

PAID-CHARGES	
NAME:- <i>[Signature]</i>	ROOM NO. 923
ADDRESS:-	C. C. NO.
SIGNATURE <i>[Signature]</i>	

จ. น. เชียงดาว อ. เมือง อ. เชียงใหม่ 50100 โทร. (063) 281033-8 แฟกซ์ 281044



ROOM SERVICE

ทะเบียนการค้าเลขที่ 50 14 2827

WAITER NO.	PERSONS	TABLE NO.	CHECK NO.
064	1	# 923	Nº 32117
DETAILS		AMOUNTS	

Food @ 120
 Serv. 10% 13.00
 Vat. 7% 10.01
 Tot 153.01

5 ROOM-B/F
 TBL 1/64 CHK 117 GST 1
 13OCT'02 06:11AM

1 F RICE PORK CHIC 130.00 T
 FOOD TOTAL 130.00
 VAT 7% 10.01
 SERVICE 13.00
 TOTAL DUE 153.01

923
 923/ROBERTS
 HOTEL GUEST 153.01
 ACC RECEIVABLE 021013-02-00435
 TIN 3 10 1 61770 2
 RD# 5014 22 000232
 ---5 CHECK CLOSED 06:11AM---

PAID-CHARGES

NAME:- *Angmer Roberts* ROOM NO. *923*
 ADDRESS:-
 C. NO.

SIGNATURE

112 ถ. ช้างกลาง ต.ร. ลาดบ. เมือง ข. เชียงใหม่ 50100 โทร. (063) 281033-6 แฟกซ์ 281044



ROOM SERVICE

ทะเบียนการค้าเลขที่ 50 14 2827

WAITER NO. <i>064</i>	PERSONS <i>1</i>	TABLE NO. <i>A 923</i>	CHECK NO. No 32129
--------------------------	---------------------	---------------------------	------------------------------

DETAILS	AMOUNTS
<i>Food @ 250</i>	5 ROOM-B/F
<i>Serv 10% 25.00</i>	TBL 1/69 CHK 129 GST 1
<i>Vat 7% 19.25</i>	14OCT'02 06:08AM
<i>TOT 294.25</i>	1 FRIED SPRING ROL 120.00 T
	1 F RICE PORK CHIC 130.00 T
	FOOD TOTAL 250.00
	VAT 7% 19.25
	SERVICE 25.00
	TOTAL DUE 294.25

923
923/ROBERTS
HOTEL GUEST 294.25
ACC RECIEVABLE 021014-02-00484
TIN 3 10 1 61770 2
RD# 5014 22 000232
---5 CHECK CLOSED 06:08AM---

PAID-CHARGES

NAME: *Robert Roberts* ROOM NO. *923*

C. C. NO.

ADDRESS :-

SIGNATURE

112 ถ. ซ่างกลาง ต.ซ่างกลาง อ. เมือง จ. เชียงใหม่ 50100 โทร. (053) 281033-6 แฟกซ์ 281044



ROYAL PRINCESS
CHIANG MAI

Swimming Pool

ทะเบียนการค้าเลขที่ 50 14 3827

WAITER NO.	PERSONS	TABLE NO.	CHECK NO.
009	1	P/S	Nº 23621
DETAILS		AMOUNTS	

13 POOL-PM

TBL 1/2 CHK 621 GST 1
16OCT'02 03:23PM

1 WATER	25.00	T
BEVR. TOTAL	25.00	
VAT 7%	1.93	
SERVICE	2.50	
TOTAL DUE	29.43	

923

923/ROBERTS

HOTEL GUEST 29.43

ACC RECIEVABLE 031016-02-00630

TIN 3 10 1 61770 2

RD# 5014 22 000232

---13 CHECK CLOSED 03:30PM---

PAID-CHARGES	
NAME:- <i>Virgencio Roberts</i>	ROOM NO. 713
ADDRESS:-	C.C. NO.
SIGNATURE	

112 ถ. ช้างกลาง อ.ช้างกลาง อ.เมือง จ.เชียงใหม่ 50100 โทร. (063) 281033-8 แฟกซ์ 281044



ROOM SERVICE

ทะเบียนการค้าเลขที่ 50 14 2827

WAITER NO.	PERSONS	TABLE NO.	CHECK NO.
๗๔	๒	๙๒๓	№ 32143
DETAILS		AMOUNTS	

Food @ 240
 Serv 10% 24.00
 Vat 7% 18.48
 Tot. 282.48

5 ROOM-2/F
 TEL 923/1 CHK 143 GST 2
 16OCT'02 06:19AM
 2 FRIED SPRING ROL 240.00 T
 FOOD TOTAL 240.00
 VAT 7% 18.48
 SERVICE 24.00
 TOTAL DUE 282.48

923
 923/ROBERTS
 HOTEL GUEST 282.48
 ACC RECEIVABLE 021016-02-00597
 TIN 3 10 1 61770 2
 RID# 5014 22 000232
 ---5 CHECK CLOSED 06:20AM---

PAID-CHARGES	
NAME :- <i>Virginia Roberts</i>	ROOM NO. <i>0-9 NO. 5</i>
ADDRESS :-	
SIGNATURE <i>Virginia Roberts</i>	

112 ถ. ฟ้าเงดลลน ฟ้าเงดลน บ. เมอง บ. เซองใหม่ 50100 โทร. (063) 281033-8 แฟกซ์ 281044



ROOM SERVICE

ทะเบียนการค้าเลขที่ 50 14 8887

WAITER NO.	PERSONS	TABLE NO.	CHECK NO.
<i>any</i>	<i>3</i>	<i>923</i>	No 32147
DETAILS		AMOUNTS	

5 ROOM-B/F
 TEL 923/1 CHK 147 GST 3
 16OCT '02 07:37AM

3 FAMILY BREAKFAST 780.00
 FOOD TOTAL 780.00
 VAT 7% 50.06
 SERVICE 78.00
 TOTAL DUE **918.06**

923
 923/ROBERTS
 HOTEL GUEST 918.06
 HCC RECEIVABLE 021016-02-00607
 TIN 3 10 1 61770 2
 RD# 5014 22 000232
 —5 CHECK CLOSED 08:00AM—

PAID-CHARGES

NAME:- *Virginia Roberts* ROOM NO. *923*
 ADDRESS: C. C. NO. *923*
 SIGNATURE *Virginia Roberts*

112 ถ. ต. ข้างตลาด อ. เมือง อ. เชียงใหม่ 50100 โทร. (053) 281033-6 แฟกซ์ 281044



ROYAL PRINCESS
CHIANG MAI

ROOM SERVICE

ทะเบียนการค้าเลขที่ 50 14 2827

WAITER NO.	PERSONS	TABLE NO.	CHECK NO.
๐๖3	๑	๑๒3	№ 32161
DETAILS		AMOUNTS	

5 ROOM-B/F

TEL 923/1 CHK 151 GST 0
17OCT'12 09:05AM

1 TOST/DNIS/CROST	80.00	
FOOD TOTAL	80.00	
VAT 7%	5.16	
SERVICE	8.00	
TOTAL DUE	94.16	

923
923/ROBERTS
HOTEL GUEST 94.16
ACC RECIEVABLE 021017-02-00673
TIN 3 10 1 61770 2
RD# 5014 22 000232
----5 CHECK CLOSED 09:15AM----

PAID-CHARGES	
NAME:- <i>Virginia Roberts</i>	ROOM NO. <i>923</i>
ADDRESS:-	C. C. NO.
SIGNATURE <i>Virginia Roberts</i>	

112 0 ม.ค. เชียงดาว อ. เมือง ข. เชียงใหม่ 50100 โทร. (063) 281033-6 แฟกซ์ 281044



ROOM SERVICE

ทะเบียนการค้าเลขที่ 50 14 2827

WAITER NO. <i>C63</i>	PERSONS <i>1</i>	TABLE NO. <i>923</i>	CHECK NO. Nº 32162
DETAILS		AMOUNTS	

ROOM-B/F
 TBL 923/1 CHK 162 GST 0
 17OCT '02 08:50AM
 1 COFFEE/TEA/MILK 8.00
 FOOD TOTAL 86.00
 VAT 7% 6.16
 SERVICE 8.00
 TOTAL DUE 94.16
 721
 923/ROBERTS
 HOTEL GUEST 94.16
 ACC RECEIVABLE 021017-02-00679
 TIN 0 10 1 6177 2
 RID# 5014 22 090202
 ---5 CHECK CLOSET 09:06AM---

PAID-CHARGES	
NAME <i>Virginia Roberts</i>	ROOM NO. <i>923</i>
ADDRESS:-	C.C. NO.
SIGNATURE <i>Virginia Roberts</i>	

11. อ. ซ่างคตาน ค.ซ่างคตาน อ. เมือง อ. เชียงใหม่ 50100 โทร. (063) 281033-8 แฟกซ์ 281044



ROOM SERVICE

ทะเบียนการค้าเลขที่ 50 14 2827

WAITER NO.	PERSONS	TABLE NO.	CHECK NO.
063	2	923	Nº 32160
DETAILS		AMOUNTS	

C. ROOM-B/F

TBL 923/1 CHK 2160 BST 2
17OCT'02 07:47PM

1 FRESH FRUIT	30.00	1
2 OR GR TO JUICE	180.00	1
FOOD TOTAL	210.00	
VAT 7%	20.02	
SERVICE	36.00	
TOTAL DUE	306.02	

323

923/ROBERTS

HOTEL GUEST 306.02

ACC RECEIVABLE 03/17-02-00670

TIME 0 10 1 51770 2

ROOM 5014 22 OCT 2002

5 CHECK CLOSED 18:00AM

PAID-CHARGES	
NAME:- <i>Virginia Roberts</i>	ROOM NO. <i>923</i>
ADDRESS:-	C.C. NO.
SIGNATURE <i>Virginia Roberts</i>	

112 ถ. ช้างกลาง ต.ช้างกลาง อ. เมือง จ. เชียงใหม่ 50100 โทร. (063) 281033-8 แฟกซ์ 281044



ROOM SERVICE

ทะเบียนการค้าเลขที่ 50 14 2827

WAITER NO.	PERSONS	TABLE NO.	CHECK NO.
062	2	923	Nº 32171
DETAILS		AMOUNTS	

ROOM-B 7

923/1 CHK 171
BOLT 02 19:39:01

2 COFFEE/TEA/MILK 15.00
 FOOD 15.00
 VAT 7% 10.25
 SERVICE 25.00
 TOTAL DUE 294.25

922

923/RUBERTS
 -HOTEL GUEST 294.25

ACC RECEIVABLE 020116-02-10756

TIN 5 20 1 51770 1

5014 22 9.0203

CHECK CLOSE 18:52AM

PAID-CHARGES	
NAME:- <i>Robert Ruberts</i>	ROOM NO. <i>923</i>
ADDRESS:-	C. C. NO.
SIGNATURE <i>[Signature]</i>	

สถาน ค.ช้างกลาง อ. เมือง ข. เชียงใหม่ 50100 โทร. (063) 281033-6 แฟกซ์ 281044



ROOM SERVICE

ทะเบียนการค้าเลขที่ 50 14 2827

WAITER NO.	PERSONS	TABLE NO.	CHECK NO.
071	2	923	Nº 32172
DETAILS		AMOUNTS	

FROM: 12:00 PM
 To: 923/1 CHK 172
 180PT 02 18:56PM
 POST/DNIS/POSITION 188.00
 FOOD 12.00
 WHT 7% 12.32
 SERVICE 16.00
 TOTAL 188.32
 HOTEL 188.32
 RECEIPT NO. 18018-02-00752
 TIME 2:40 51770 1
 DATE 18/02/2018
 CLOSING 9:04PM

PAID-CHARGES	
NAME: <i>Robert White</i>	ROOM NO. <i>923</i>
ADDRESS:-	C. C. NO.
SIGNATURE <i>[Signature]</i>	

112 ต. ช้างกลาง อ. ช้างกลาง จ. เชียงใหม่ 50100 โทร. (053) 281033-8 แฟกซ์ 281044



ทะเบียนการค้าเลขที่ 60 14 2827

WAITER NO. K. 13	PERSONS 1	TABLE NO. 9	CHECK NO. № 263581
DETAILS		AMOUNTS	

C/S-B/F
TBL 9/4 CHK 531 GST 1
18OCT'02 08:27AM

C.B.F. 300.00
FOOD TOTAL 300.00
VAT 7% 15.40
SERVICE 20.00
TOTAL DUE 335.40

705
HOTEL GUEST 335.40
ACC RECEIVABLE 321018-02-00755
TIN 3 10 1 61770 2
*DN 501- 22 000232
---1 CHECK CLOSED 18:50AM---

PAID-CHARGES	
NAME :- DAG RANGNES	ROOM NO. 705
ADDRESS :-	C. C. NO.
SIGNATURE	Dag Rangnes

112 B. ซ้างกลาง น. ซ้างกลาง อ. เมือง จ. เชียงใหม่ 50100 โทร. (053) 281033-6 แฟกซ์ 281044



Swimming Pool

ทะเบียนการค้าเลขที่ 50 14 2827

WAITER NO.	PERSONS	TABLE NO.	CHECK NO.
ab	2	Pool	Nº 23629
DETAILS		AMOUNTS	

12 POOL-AM.

TBL 1/69 CHK 629 GST 2
17OCT '02 12:06PM

1 SINGHA BEER -S	110.00	T
1 SOFT DRINKS	50.00	T
BEVR. TOTAL	160.00	
VAT 7%	12.32	
SERVICE	16.00	
TOTAL DUE	188.32	

907

907/BROWNLIE-MCI

HOTEL GUEST 188.32

ACC RECEIVABLE 021017-02-00695

TIN 3 10 1 51770 2

RD# 5014 22 000232

---12 CHECK CLOSED 12:14PM---

PAID-CHARGES	
NAME:-	ROOM NO. 907
M. MCINTYRE	C. C. NO.
ADDRESS:-	
SIGNATURE	M McIntyre

ซัก-สี/LAUNDRY

ใบเสร็จ BK No. 034

เลขที่, 01699

จำนวนที่ รับ Guest Count	จำนวนที่ รับ Office Count	ประเภท GENTLEMEN	จำนวน Amount	จำนวนที่ รับ Guest Count	จำนวนที่ รับ Office Count	ประเภท LADIES	จำนวน Amount
0	0	เสื้อแขนสั้น/Shorts-sleeve	70			ชุดนอน/Dress	130
		เสื้อแขนยาว/Shirt-Long sleeves	80			เสื้อแขน/Blouse	100
	0	เสื้อยืด/T-Shirt	80		1	เดรส/Blouse	70
		กางเกง/Trousers	90			ชุดนอน/Part Suit	120
		ผ้าเช็ดตัว/Handkerchief	20			กระโปรง/Skirt	100
	5	ถุงเท้า 1 คู่/Socks PR	25		5	กระโปรง/Slack	90
	2	กางเกงสั้น/Shorts	60			ผ้าเช็ดตัว/Handkerchief	20
	3	เสื้อแขนสั้น/Under-shirt	30			ชุดนอน/Pyjamas	90
	1	กางเกงยาว/Under-pant	30			เสื้อแขน/Gown & Robe	90
		เสื้อแขนยาว/Coat (Cotton)	100			เสื้อแขน/Brassieres	45
		ชุดนอน/Pyjamas	90		12	กางเกงสั้น/Panty	40
		ชุดกีฬา/Safari Suit	150			ผ้าเช็ดตัว/Slip	60
		ผ้า/Other				ผ้า/Other	

บริการปกติ Regular Service
 บริการด่วน (เพิ่มค่าบริการ 50%) Express (50% Surcharge)
 งดให้บริการ To Hold

เสื้อผ้าที่ต้องส่งกลับ Shirts to be returned
 พับ Folded
 แขวน Hanger

(Delicate)

รวมรวมเงิน/TOTAL 1625

10% ค่าบริการ 162.50
 10% Service Charge 162.50
 7% ภาษี 113.75
 7% Government Tax 113.75

ชื่อ/Name Virginia Roberts
 หมายเลข/Room No. 923
 วันที่/Date 10-3-02
 วันที่ออกเดินทาง/Your Departure Date & Time 11/10/95

คำแนะนำ/Instructions: WASH COLORS SEPARATE
Be Delicate w/ lace pants & underwear
 Laundry Mark

PINK = CASHIER, YELLOW = ACCOUNT, WHITE = GUEST

บริษัทรอยัล ปริ๊นเซส จำกัด (มหาชน)
 สาขาโรงแรมรอยัล ปริ๊นเซส เชียงใหม่
 112 อ.ช้างคลาน ต.ช้างคลาน
 อ.เมือง จ.เชียงใหม่



เลขประจำตัวผู้เสียภาษี 3 10 161770 2

ROYAL PRINCESS
 CHIANG MAI

NO. **41607**

MINI BAR LIST

BEVERAGES AVAILABLE IN YOUR REFRIGERATOR

๒๖๗

NAME ROOM NO. 923 DATE 14-10-15

PAR STOCK	CONTENTS	UNIT PRICE	CONSUMPTION	TOTAL BAHT
2	Singha Beer (Small)	100		
2	Heineken Beer	110		
2	Soda Water	50		
1	Coca-Cola	50	1	50
2	Mineral Water	60	2	120
1	Brandy V.S.O.P. 20 cl.	550		
1	Scotch Whisky 20 cl.	400		
1	Thai Whisky	130		
1	Gin 20 cl.	400		
1	Vodka 20 cl.	400		
4	Chocolate Bar	60	1	120
1	Potatoes Snack	40		
2	Singha Water	Complimentary		
		TOTAL		290

Prices are inclusive of service charge and VAT

We refill your refrigerator daily and bill the consumption directly to your Hotel account.
 And drinks will be charged fully when the bottle is open.

PLEASE DO NOT PAY CASH

Guest's signature
 Refilled by Front Office Cashier

บริษัทรอยัล ปริ๊นเซส จำกัด (มหาชน)
 อาคารโรงแรมรอยัล ปริ๊นเซส เชียงใหม่
 118 ต.ช้างคลาน อ.ช้างคลาน
 อ.เมือง จ.เชียงใหม่



เลขประจำตัวผู้เสียภาษี 3 30 181770 2

ROYAL PRINCESS
CHIANG MAI

NO. **41678**

MINI BAR LIST

BEVERAGES AVAILABLE IN YOUR REFRIGERATOR **๒๖๗**

NAME ROOM NO. **923** DATE **9-10-15**

PAR STOCK	CONTENTS	UNIT PRICE	CONSUMPTION	TOTAL BAHT
2	Singha Beer (Small)	100		
2	Heineken Beer	110		
2	Soda Water	50		
1	Coca-Cola	50		
2	Mineral Water	60	1	60
1	Brandy V.S.O.P. 20 cl.	550		
1	Scotch Whisky 20 cl.	400		
1	Thai Whisky	130		
1	Gin 20 cl.	400		
1	Vodka 20 cl.	400		
4	Chocolate Bar	60	1	60
1	Potatoes Snack	40		
2	Singha Water	Complimentary		
		TOTAL		120

Prices are inclusive of service charge and VAT

We refill your refrigerator daily and bill the consumption directly to your Hotel account.
 And drinks will be charged fully when the bottle is open.

PLEASE DO NOT PAY CASH

Guest's signature

Refilled by Front Office Cashier

บริษัทรอยัล ปริ๊นเซส จำกัด (มหาชน)
 สาขาโรงแรมรอยัล ปริ๊นเซส เชียงใหม่
 112 ถ.ช้างคลาน อ.ช้างคลาน
 ต.เมือง ๑.เชียงใหม่



เลขประจำตัวผู้เสียภาษี ๓ 10 161770 2

ROYAL PRINCESS
CHIANG MAI

NO. **41854**

MINI BAR LIST

BEVERAGES AVAILABLE IN YOUR REFRIGERATOR

NAME ROOM NO. **923** DATE **16-10-45**

PAR STOCK	CONTENTS	UNIT PRICE	CONSUMPTION	TOTAL BAHT
2	Singha Beer (Small)	100		
2	Heineken Beer	110		
2	Soda Water	50		
1	Coca-Cola	50		
2	Mineral Water	60	1	60
1	Brandy V.S.O.P. 20 cl.	550		
1	Scotch Whisky 20 cl.	400		
1	Thai Whisky	130		
1	Gin 20 cl.	400		
1	Vodka 20 cl.	400		
4	Chocolate Bar	60	2	120
1	Potatoes Snack	40		
2	Singha Water	Complimentary		
Prices are inclusive of service charge and VAT				TOTAL 180

We refill your refrigerator daily and bill the consumption directly to your Hotel account.
 And drinks will be charged fully when the bottle is open.

PLEASE DO NOT PAY CASH

Guest's signature

Refilled by..... Front Office Cashier

บริษัทรอยัล ปริ๊นเซส จำกัด (มหาชน)
 สาขาโรงแรมรอยัล ปริ๊นเซส เชียงใหม่
 112 ถ.ช้างคลาน ต.ช้างคลาน
 อ.เมือง จ.เชียงใหม่



เลขประจำตัวผู้เสียภาษี 3 10 161770 2

ROYAL PRINCESS
CHIANG MAI

NO. 41943

MINI BAR LIST

BEVERAGES AVAILABLE IN YOUR REFRIGERATOR 18570

NAME ROOM NO. 923 DATE 17-10-15

PAR STOCK	CONTENTS	UNIT PRICE	CONSUMPTION	TOTAL BAHT
2	Singha Beer (Small)	100		
2	Heineken Beer	110	1	110
2	Soda Water	50		
1	Coca-Cola	50	1	50
2	Mineral Water	60		
1	Brandy V.S.O.P. 20 cl.	550		
1	Scotch Whisky 20 cl.	400		
1	Thai Whisky	130		
1	Gin 20 cl.	400		
1	Vodka 20 cl.	400		
4	Chocolate Bar	60		
1	Potatoes Snack	40		
2	Singha Water	Complimentary		
Prices are inclusive of service charge and VAT				TOTAL 160

We refill your refrigerator daily and bill the consumption directly to your Hotel account.
 And drinks will be charged fully when the bottle is open.

PLEASE DO NOT PAY CASH

Guest's signature

Refilled by Front Office Cashier

EXHIBIT 44
(Filed Under Seal)

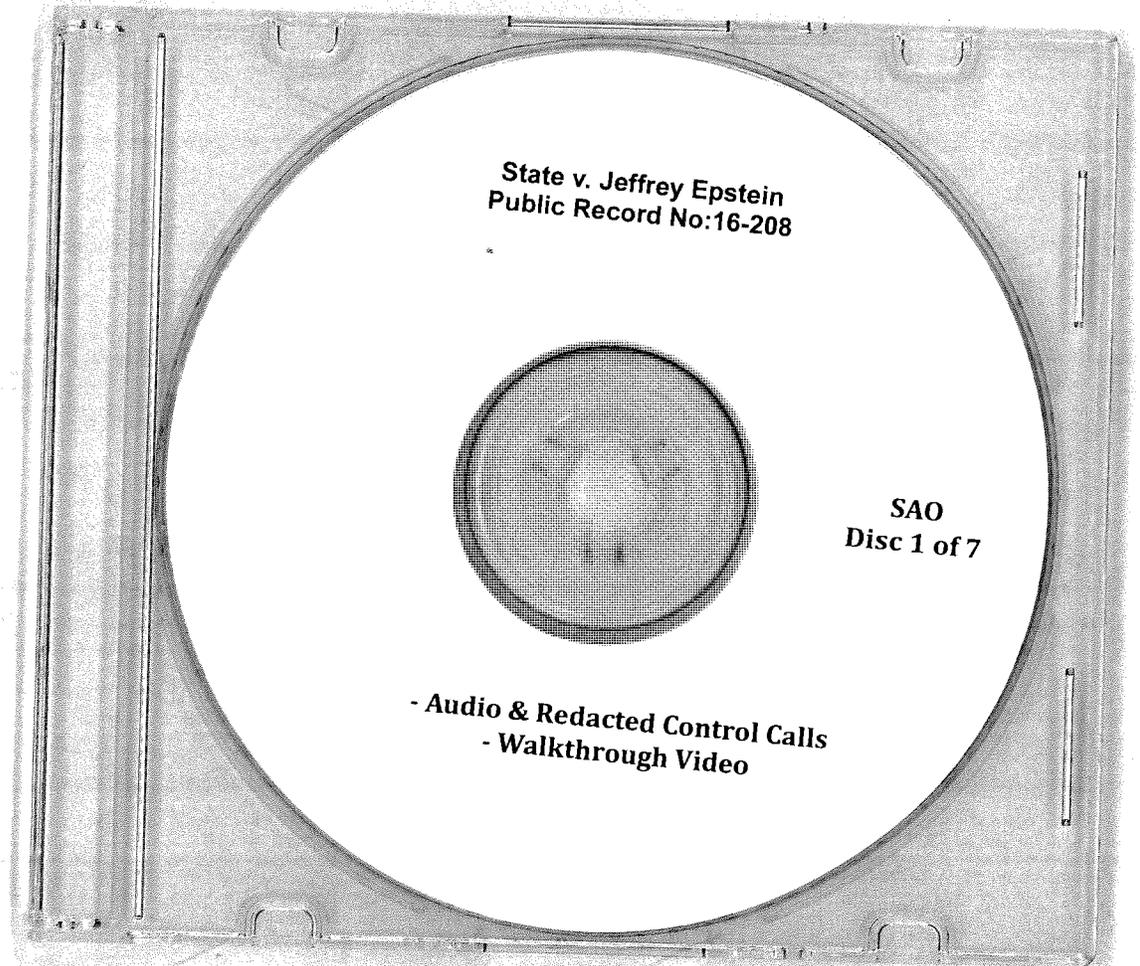


EXHIBIT 45
(Filed Under Seal)

Changed

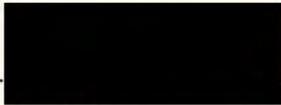
VEHICLES

<p>Mercedes Benz 600 2001 Black Licence: EO3PRU → Lic: U90-BQL</p> <p><i>Gone to NYC 198</i></p>	<p>(561) 309-6415 Rear (561) 379-9390 Front</p> <p><i>(Taken by Doug)</i></p>	<p>Mercedes Benz of Palm Beach 4000 Okeechobee Boulevard West Palm Beach, FL 33409 Att: Shawn Adison Tel: (561) 689-6363</p>
<p>Mercedes Benz 600 1997 Black Licence: G14KCT</p>	<p>(561) 758-1672 Rear (561) 818-8867 Front</p>	
<p>Mercedes Benz 600 Conv 1998 Silver Licence: RAS85L</p> <p><i>Gone</i></p>	<p>(561) 346-7141</p>	<p><i>Paint WORK & BODY SHOP COACH WORK contact DOMINIQUE</i></p> <p>[REDACTED]</p>
<p>Suburban 2001 Black Licence: WGE53R</p> <p><i>Gone to Volvo</i></p>	<p>(561) 371-1686</p>	<p>Roger Dean Chevrolet 2235 Okeechobee Boulevard West Palm Beach, FL 33409 Tel: (561) 683-8100</p>
<p>Crysler Mini Van 1996 White Licence: WGE52R</p> <p><i>Gone</i></p>	<p>(561) 308-5700</p>	<p>Nestor Auto Repairs 2600 Florida Avenue West Palm Beach, FL 33401 Tel: (561) 835-0809</p>
<p>Cobra Grand 1993 Green C97CRJ</p> <p><i>Kenny's Garage</i></p>		<p>Nestor Auto Repairs 2600 Florida Avenue West Palm Beach, FL 33401 Tel: (561) 835-0809</p>
<p>Volvo 1998 Gold Mrs Epstein</p>	<p>(561) 686-3707</p>	<p>Volvo Palm Beach 5544 Okeechobee Boulevard West Palm Beach, FL 33417 Tel: (561) 471-7600</p>
<p>Oil Well</p>	<p>900 Southern Boulevard West Palm Beach, FL 33405 Tel: (561) 835-9374</p>	<p>Oil change every 3 000 miles</p>

Registration, insurance and yearly inspection papers to be kept in the glove compartment of each vehicle
Spare keys are kept in the key box in the office

Muvico Parisian	City Place 545 Hibiscus Street West Palm Beach, FL 33401 Tel: (561) 833-0400	
------------------------	---	--

GROCERY STORES

Bishop Water Co	Tel: (561) 582-1367 <i>Sharon</i>	<i>Super</i> bottled water (large and small)
Carmine Giardini's	2401 PGA Boulevard, Suite 172 Palm Beach Gardens, FL 33410 Tel: (561) 775-0105 Fax: (561) 775-9233	Fish, meat, gourmet foods 
C'est Si Bon	280 Sunset Avenue Palm Beach, FL 33480 Tel: (561) 659-6503	Gourmet foods
Publix Super Market	265 Sunset Avenue Palm Beach, FL 33480 Tel: (561) 655-4120	General, cleaning, toiletries
Wild Oats	7735 South Dixie Highway West Palm Beach, FL 33405 Tel: (561) 585-8800	Health Foods

HEALTH & BEAUTY

Pharmacy	Greens Pharmacy 151 North County Road Palm Beach, FL 33480 Tel: (561) 832-4443	
	Lewis Pharmacy 235 South County Road Palm Beach, FL 33480 Tel: (561) 655-7867	

UTILITIES

Water	City of West Palm Beach 226 Cypress Lane Palm Springs, FL 33461 Tel: (561) 965-5770	Water shut-off for entire property is located next to the mailbox on the sidewalk.
Electricity	Florida Power and Light General Mailing Facility Miami, FL 33188-0001 Tel: (561) 697-8000	
Gas	Florida Gas Company 401 South Dixie Highway West Palm Beach, FL 33401 Tel: (561) 832-0872	
Sewer	City of West Palm Beach 226 Cypress Lane Palm Springs, FL 33461 Tel: (561) 965-5770	
Trash Removal	City of West Palm Beach 226 Cypress Lane Palm Springs, FL 33461 Tel: (561) 965-5770 - <i>Wester Palm</i> <i>(561) 965 4022 Trash Removal</i>	Daily (Monday -Friday) <i>Recyclables (Thurs bet. Noon)</i>
Telephone	ETC 2921 N Australian Avenue West Palm Beach, FL 33407 Tel: (561) 881-8118	
	Bell South Tel: (561) 780-2611	

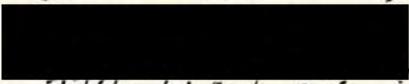
Plumber <i>General PLUMBING</i> <i>561-585-2591</i>	Foster Plumbing 2800 Westgate Avenue West Palm Beach, FL 33409 Tel: (561) 686-1721	General plumbing repairs
	Roto Rooter 6600 NW 12th Avenue, Suite 213 Fort Lauderdale, FL 33309 Tel: (561) 832-1495	Blocked drains
Pool	Hackl Pools 1331 Central Terrace Lake Worth, FL 33460 Tel: (561) 588-7493 <i>Valerie</i>	Monday and Thursday at 10:30am Clean pool, filter, add... <i>(Michelle)</i>
Tree Trimming	County Wide Tree Service Tel: (561) 371-5786	First Monday in May and November

STORAGE

Storage USA	5580 Okeechobee Boulevard West Palm Beach, FL 33417 Tel: (561) 683-9955	10 ft x 20 ft unit available
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VEHICLES

Car Detailing	 Palm Beach Wash & Auto Detail 1229 N. Dixie Highway (at Amoco Gas) Tel: (561) 835-8748 <i>James?</i>	
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George
Clean Car Services

1296W 1st Ave
Boynton Beach FL
33426

G.G.
724 SW 1st Av.
Boynton Beach, FL
3

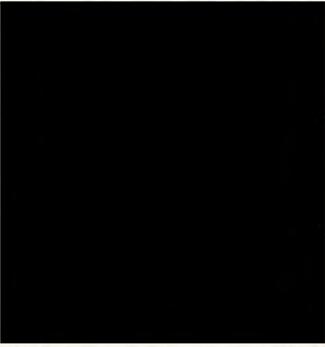
MAIL & DELIVERY SERVICES

FedEx	1-800-463-3339	Account No: [REDACTED] Drop-off box is next to Palm Beach National Bank on Worth Avenue
Post Office	401 South County Road West Palm Beach, FL Tel: (561) 832-0697	

MAINTENANCE

Air Conditioning	Cassidy Air Conditioning 501 Fern Street West Palm Beach, FL 33401 Tel: (561) 833-6331 <i>- Kathy →</i> <i>- Kary *</i>	Monthly service contract First Monday of every month <i>etc. Payment</i> <i>- Joe (Technician)</i> <i>- Bob (Filter Service)</i>
Awnings	American Awning Company 537 Pine Terrace West Palm Beach, FL 33405 Tel: (561) 832-7123	<i>Call?</i>
Cable Service	Adelphia Cable 1401 North Point Parkway West Palm Beach, FL 33407 Tel: (561) 478-8300	<i>Call</i>
Carpenter	Tel: [REDACTED]	Erwin <i>Ray</i> <i>Call</i>
Carpet Cleaners <i>Merry Rugs</i>	Stanley Steamers Tel: (561) 586-5700	Wall to wall <i>? - Call</i>
	Merry Rugs Tel: (561) 588-8588	Loose rugs
Computers	Bloomberg 499 Park Avenue New York, NY 10022 Tel: (212) 318-2100	Palm Beach consultants: Chad Bonta Peter Kapopoulos Tel: ([REDACTED]) <i>Changed</i>

TRAVEL

Pilots	Larry Visoski ✓	
	Dave Rodgers	
	Larry Morrison	
Mr Epstein's planes	Jet Aviation	(561) 233-7241 Procedure for leaving cars at the airport: Leave car at Jet Aviation landing strip Leave the keys in the car Advise Jet Aviation Tail #909JE or Tail #908JE They will tag and pull car to plane upon arrival
Ms Maxwell's plane	Raytheon <i>Changed to:</i> <i>Fly Options</i>	1-888-835-9782 Contract No: Air 4 Tail # ...TA <i>9700J</i> Always a Beech Jet or Hawker
Commercial Airlines	Air France	1-800-237-2747
	American	1-800-433-7300
	British Airways	1-800-247-9297
	Continental	1-800-525-0280
	Delta	1-800-221-1212
	South African Airways	1-800-722-9675
	United	1-800-241-6522
	US Air	1-800-428-4322

- Carlos Avila Handy men (561)

→ Colonial Bank /worth Ave.
 - Ben Lehn
 - Leonor

BANKING

Household Banking Account	Palm Beach National Bank 125 Worth Avenue Palm Beach, FL 33480 Tel: (561) 653-5594	Account No: [REDACTED] Send to Eric Gany for reconciliation \$1,000 Petty Cash Float
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BICYCLES

Bicycles	Palm Beach Bicycle Trail Shop 223 Sunrise Avenue Palm Beach, FL 33480 Tel: (561) 659-4583	Mongoose Crossway 450 Raleigh Aluminium 300 Mercedes Benz Signal Sports Bike Schwinn World Huffy Santa Fe Raleigh Sport Scott Boston
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BOOKSTORES

Newspapers	Publix Super Market 265 Sunset Avenue Palm Beach, FL 33480 Tel: (561) 655-4120	
Magazines	Main Street News 255 Royal Poinciana Way Palm Beach, FL 33480 Tel: (561) 833-4027	

CLEANING SERVICE

Francis Peadon House Cleaning Services	[REDACTED]	Every Tuesday and Wednesday 8:00am - 4:00pm (Francis and Pastora Peadon)
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ENTERTAINMENT

The Breakers	One South County Road Palm Beach, FL 33480 Tel: (561) 655-6611	Renew car park stickers every September
Comedy Corner	2000 South Dixie Highway West Palm Beach, FL 33401 Tel: (561) 833-1812	
The Mar-a-Lago Club	1100 South Ocean Boulevard Palm Beach, FL 33480 Tel: (561) 832-2600	

Sam Co. System (561) 715-4832 Sam

Electrician	Energy Efficient Electric Tel: (561) 655-7211	changed
Exterminator	Palm Beach Exterminating Tel: (561) 689-0808	Contact is Ken First Monday of every month at 10:30am Also use for termite tent
Garden Service	Alan Stopek Efflorescence [redacted] Trace Wellington, FL 33414 [redacted]	
	Jerome Pierre [redacted]	Part-time help. Billed through Alan Stopek. In residence: Daily from 6.30am Not in residence: Mon - Fri from 2pm - 5pm Also maintains Mrs Epstein's property on Saturday mornings.
Garage Doors	The Doorsmith 4160 NW First Avenue Boca Raton, FL 33431 Tel: (561) 391-7768	
Gates	Reich Metal Fabricators / Tom Tel: (561) 585-3173 John	Back door gate switch - above garage door controls. When open, round red light is on. Front door gate switch - in telephone outlet above the kitchen telephone
Irrigation	Dolphin Sprinkler Inc Tel: (561) 844-8082 Janet	Alan Bontz
Landscape Spraying	Academy Services Tel: (561) 478-4629	Arrange through Alan Stopek
Locksmith	Wilson Rowan Locksmiths 625 South Dixie Highway West Palm Beach, FL 33401 Tel: (561) 655-3637	
Painter	[redacted]	Bill changed

Suburb of Sunrock

Sarah

* Adriano

A. Allen
* Stopok

- Belle

- Benjamin
(State Dept)

* - Bruno

- Dave (Pilot)

- David (Cool)

- Emilio

* - George Macartens A.

- Christine

- Helen

- Tom Lee (Kron Models)

- Jorge Macartens

- Larry (Pilot)

- Lanny (Electric)

- Miguel

Mike Pecore

Mom's

1-

2-

3-

Sarah

- Nedie

- Omar

P.B. Still

P.B. Harris

P.B. Fay

P.P. (305) 70

Address / Telephone Sheet

Sarah's E Mail!



358 El Brillo Way, Palm Beach Fl, 33480

Name Address Telephone/Fax

Mr. Jeffrey Epstein (NYSG LLC) Office
457, Madison Avenue 4th Floor
New York, NY 10021.

Email



Leslie
Jenn (Scty)
Helen Fox

Ms. Ghislaine Maxwell

Email

Accountants

Eric Gany
• EMAD HANNA (St. Rep.)

Email
Email

Bella Klein-Accountants
(Petty Cash Rep.)
Assistants

Email

Deutsche Bank!!!

Leslie Groff (JE Sec)

Email

Cecelia

Helan Kim

Email

~~Michelle Campos~~

Email

Jenn Doyle

Property

Keith Blumberg

Email



Engineer

Richard Barnett

DOUG
SCHOETTLE

Architect

(212) 245-1115 D.
(212) 717.4672 F.

Computers

Mark Lumberg

at in Service?

E 71st
by N.Y.
00

Residences of Mr. Jeffrey Epstein

9 East 71st Street,
New York NY 10021

Mr. Jeffrey Epstein

Ms. Ghislaine Maxwell

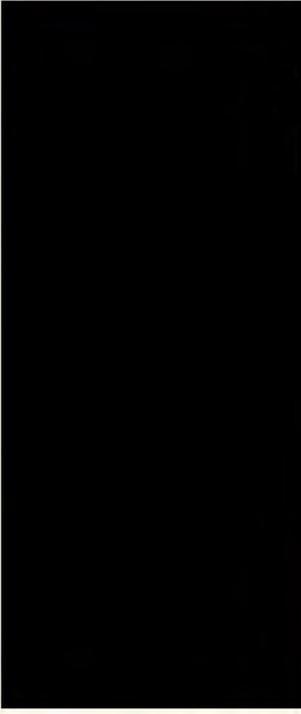
Staff

House Manager Jojo

House Manger Lynn

Staff Phone

Chef Brent Tindall



Home Depot
478.0783 *Mon*

Palm Beach Contractors

General Plumbing

Customer Service representative Amy 561 585 2591

Electrical

Reel Power Inc Lenny (electrician) 561 706 0827

Gates

Samco Systems Sam (owner) 561 719 4832
 Service gate switch: above garage door controls, when round light is on
 Front gate switch: just above the telephone outlet kitchen area

Garage doors

The Door Smith Inc Keith Kelly 

Telephones

Southern Bell (repairs) 561 780 2355

Internal Phone system (NEC)

Repair and Programming 561 881 8118

Alarm System

Benham Industries Inc Keith 854 491 4112

Locksmith

Wilson & Rowan 561 655 3637

A/C Maintenance

John C Cassidy 24 hr service 

Handyman

Carlos (carpenter) *4v.49* 
Pa. 2.2.2

Landscape

Alan Stopeck

Pest Control

Palm Beach Exterminator Kim 561 844 8082

Irrigation

Dolphin Sprinkle 561 478 4696

Pool Heating

National Pool Service When needed 561 585 8866

Pool Maintenance

Hack Pool Service Monday/ Thursday 561 588 7493

Tree Trimming

Country Wide Trees Twice, summer/winter 561 371 5786

Carpet Cleaners

Stanley Steamers wall to wall 561 586 5700
 Merry Rug area rug 561 588 8588

Alarm - 954.

POST OFFICE

- 1.800.275.8777
 561.659.0261

Wed 1
 8-12

<u>Cable</u>	Cable TV	561 468 8300	697.8473
Adelphia cable			1-888-683-1000
<u>Bottled Water.</u>			
Bishop water company	Avion water	561582 1367	
<u>Upholsterer</u>			
Frank Jennes			
<u>Gas</u>			
Gas Energy Inc (Joe Di Giovanni) all gas repairs)		561 963 0505	
<u>Laundry equipment</u>			
May Tag		1800 622 4729	
<u>Painter</u>			
Sam	Contact Lenny		
<u>Storage</u>			
Storage USA		561 683 5835	
5580, Okeechobee Blvd			
Unit 6218			
<u>Grocery & General Household items</u>			
<u>General Grocery</u>			
Publix			
265, Sunset Ave		561 655 4120	
<u>Gourmet food</u>			
C'est si bon			
289, Sunset Blvd		561 659 6503	
<u>Carmines</u>			
2401 PGA Blvd Take 95 North to PGA Blvd		561 775 9233	
Too Jays Gravelox/ Nova sliced salmon		561 655 6545	
<u>Green Pharmacy</u>			
151., N County Road		561 832 4443	
<u>Flowers</u>			
Extra touch Flowers		561 835 8000	
<u>Hardware</u>			
Home Depot		561 832 0783	
Sewell Hardware		561 832 7171	
528, Clematis Street			
<u>Newspapers</u>			
Main Street News			
255, Royal Poinciana Way		561 833 4027	
<u>Post Office</u>			
401, South County Road,		561 832 0697	
<u>Car Detailing</u>	George		
<u>Taxi Service/Limo</u>	Dan Tischen		
<u>FedEx</u>	# 114420816 (Monday & Thursday)	1800 463 3339	
<u>Recycling</u>	Every Thursday 6AM to 5PM		
<u>Trash collection</u>	M-F once a day Early Morning		
<u>Cars</u>			
Mercedes of Palm Beach		561 689 6393	
Chevrolet		561 683 8100	
Auto Repairs Gray Sunoco 340 South County		561 655 6645	
Nestor Auto 2600, Florida Avenue		561 835 0809	
Gasoline Gray Sunoco			

ALL AMERICAN SHOOTERS

561-712-9882

Manna



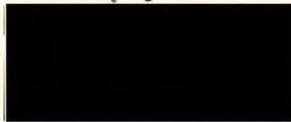
* INTEL *

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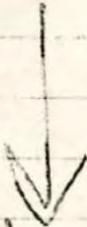
From Sgt Dan Szczerowski



w/f >



per Curtis



could talk w/ EPSTEIN KNOWS
him WELL. INFO passed on to Capt.

~~XXXXXXXXXXXXXXXXXXXX~~

- [REDACTED]
- 12:50pm [REDACTED]
[REDACTED] -wants to talk to you @ something private
- [REDACTED] Friday
- 6/19 7:15pm [REDACTED]
- 6/17 5:55pm [REDACTED]
- 12:30 [REDACTED] has a Q for you - can you please call her
[REDACTED]
- 6/19 1020pm Jean Luc
- Signed Neiman Marcus 6/19/05 \$33.02 Amex [REDACTED]
- [REDACTED] will be here @ 6:30am 01/06
- 6/19/05 1:00pm Jean Luc
- Four season [REDACTED] waitt
- 6/18/05 6:40 [REDACTED]
- 914 [REDACTED]
- 6/19/05 [REDACTED] [REDACTED]
- TONYAworld.com

[REDACTED]
Tranns [REDACTED]
[REDACTED]
[REDACTED]

EXHIBIT 46
(Filed Under Seal)

SSA-1826

ITEMIZED STATEMENT OF EARNINGS

SOCIAL SECURITY ADMINISTRATION
EARNINGS RECORD INFORMATION

Date: 10/25/2016

Our records show the amount of earnings reported, not the amount of Social Security taxes that were paid.

Wages were first covered under Social Security in 1937. Therefore, 1937 is the first year for which earnings may be shown on our records. Employers were required to report earnings semi-annually in 1937, and on a quarterly basis for the years from 1938 through 1977. Beginning with 1978, employers are required to report earnings annually.

Our records do not show the exact date of employment (month and day) because we do not need this information to figure Social Security benefits. Employers do not give us this information.

Each year, there is a maximum amount of earnings that is subject to Social Security taxes and is used to compute benefits. If a person earns more than this maximum amount, the earnings statement will usually show the maximum rather than the total earnings. Maximum benefits can be found on the SSA website.
<http://www.ssa.gov/OACT/COLA/cbb.html>

Beginning in 1951, self-employed persons could also receive Social Security credit for their work. The maximum amounts of self-employment earnings that are subject to Social Security taxes and are used to compute benefits can also be found on the SSA website.
<http://www.ssa.gov/OACT/COLA/cbb.html>

If you have any questions, you should call, write, or visit any Social Security office. If you visit or call, please bring this letter. It will help us answer questions. The toll free number to call is 1-800-772-1213 (for the deaf or hard of hearing, call our TTY number, 1-800-325-0778).

GIUFFRE009176

CONFIDENTIAL

SSA-1826

ITEMIZED STATEMENT OF EARNINGS
* * * FOR SSN XXX-XX-██████████ * * *

FROM: SOCIAL SECURITY ADMINISTRATION
OFFICE OF CENTRAL OPERATIONS
6100 WABASH AVENUE
BALTIMORE MARYLAND 21215

NUMBER HOLDER NAME: VIRGINIA GIUFFRE
YEARS REQUESTED: 1998 THRU 2002; 2013 THRU 2015

BOIES SCHILLER AND FLEXNER
401 E LAS OLAS BLVD STE 1200
FORT LAUDERDALE FL 33301

EMPLOYER NUMBER: ██████████
KFC USA INC
% PAYROLL DEPT
5200 COMMERCE CROSSING DR
LOUISVILLE KY 40229-2182

YEAR	1ST QTR	2ND QTR	3RD QTR	4TH QTR	TOTAL
1999					\$140.70

EMPLOYER NUMBER: ██████████
PUBLIX SUPER MARKETS INC
PO BOX 32018
LAKELAND FL 33802-2018

YEAR	1ST QTR	2ND QTR	3RD QTR	4TH QTR	TOTAL
1999					\$216.69

EMPLOYER NUMBER: ██████████
ASCENSION CHILD CARE CENTER
ASCENSION PEACE CHILD CARE CENTER
2701 N STATE ROAD 7
LAUD LAKES FL 33313-2731

YEAR	1ST QTR	2ND QTR	3RD QTR	4TH QTR	TOTAL
1999					\$216.97

482627PV000024*NOT A FP-XL EN11986 A.F.P. 11/11/24 P.A.M. 09000000 00000102030506071005131350122100

SSA-1826

ITEMIZED STATEMENT OF EARNINGS

* * * FOR SSN [REDACTED] * * *

EMPLOYER NUMBER: [REDACTED]
 AVICULTURAL BREEDING & RESEARCH
 CENTER
 % ERNEST LAKS
 14201 125TH AVE N
 WEST PALM BCH FL 33418-7945

YEAR	1ST QTR	2ND QTR	3RD QTR	4TH QTR	TOTAL
2000					\$99.48

EMPLOYER NUMBER: [REDACTED]
 SOUTHEAST EMPLOYEE MANAGEMENT
 COMPANY
 2559 PALM DEER DR
 LOXAHATCHEE FL 33470-2563

YEAR	1ST QTR	2ND QTR	3RD QTR	4TH QTR	TOTAL
2000					\$3,212.44

EMPLOYER NUMBER: [REDACTED]
 MAR-A-LAGO CLUB LLC
 TRUMP DONALD J GEN PTR
 % TRUMP ORGANIZATION
 1100 S OCEAN BLVD
 PALM BEACH FL 33480-5004

YEAR	1ST QTR	2ND QTR	3RD QTR	4TH QTR	TOTAL
2000					\$1,866.50

EMPLOYER NUMBER: [REDACTED]
 OASIS OUTSOURCING VI INC
 2054 VISTA PKWY STE 300
 WEST PALM BCH FL 33411-6742

YEAR	1ST QTR	2ND QTR	3RD QTR	4TH QTR	TOTAL
2000					\$2,037.60

EMPLOYER NUMBER: [REDACTED]
 NEIMAN-MARCUS GROUP LLC
 % NEIMAN MARCUS GROUP LTD SOLE MBR
 1201 ELM ST
 DALLAS TX 75270-2102

YEAR	1ST QTR	2ND QTR	3RD QTR	4TH QTR	TOTAL
2000					\$1,440.79

SSA-1826

ITEMIZED STATEMENT OF EARNINGS

* * * FOR SSN [REDACTED] * * *

EMPLOYER NUMBER: [REDACTED]
 MANNINOS INC
 MANNINOS RESTAURANT
 12793 B W FOREST HILL BLVD
 WEST PALM BEACH FL 33414-4749

YEAR	1ST QTR	2ND QTR	3RD QTR	4TH QTR	TOTAL
2001					\$212.00

EMPLOYER NUMBER: [REDACTED]
 CCI OF ROYAL PALM INC
 % ROBERT FURR TTEE
 2255 GLADES RD STE 337-W
 BOCA RATON FL 33431-7379

YEAR	1ST QTR	2ND QTR	3RD QTR	4TH QTR	TOTAL
2002					\$403.64

EMPLOYER NUMBER: [REDACTED]
 ROADHOUSE GRILL INC
 ROBERT C FURR TTEE IN BANKRUPTCY
 2255 GLADES RD STE 337W
 BOCA RATON FL 33431-7379

YEAR	1ST QTR	2ND QTR	3RD QTR	4TH QTR	TOTAL
2002					\$1,247.90

EMPLOYER NUMBER: [REDACTED]
 MARC PINKWASSER DVM PA
 13860 WELLINGTON TRCE STE 31
 WELLINGTON FL 33414-8541

YEAR	1ST QTR	2ND QTR	3RD QTR	4TH QTR	TOTAL
2002					\$1,561.75

EMPLOYER NUMBER: [REDACTED]
 GREAT OUTDOORS PREMIER RV-GOLF
 RESORT COMMUNITY SVC ASSOC INC
 145 PLANTATION DR
 TITUSVILLE FL 32780-2528

YEAR	1ST QTR	2ND QTR	3RD QTR	4TH QTR	TOTAL
2014					\$171.83

EXHIBIT 47
(Filed Under Seal)

Monday, November 7, 2016
 1 Quicken Data - All Accounts

Page: 1

QuickReport by Description

8/12/69 through 1/29/03

Date	Account	Num	Payee	Memo	Category	Clr
4/22/02	Courtyard Animal Hospital	1500	Virginia Roberts		<i>split</i>	R
5/6/02	Courtyard Animal Hospital	1522	VOIDvirginia Roberts			R
5/6/02	Courtyard Animal Hospital	1523	Virginia Roberts		<i>split</i>	R
5/20/02	Courtyard Animal Hospital	1541	Virginia Roberts		<i>split</i>	R
6/4/02	Courtyard Animal Hospital	1555	Virginia Roberts		<i>split</i>	R

Total 8/12/69 - 1/29/03

Total Inflows
 Total Outflows

Net Total

EXHIBIT 48
(Filed Under Seal)

----- Forwarded message -----
From: <ross@acuityreputation.com>
Date: 2 January 2015 at 20:29
Subject: Re: URGENT - this is the statement
To: G Max <gmax1@ellmax.com>
Cc: Philip Barden <philip.barden@devonshires.co.uk>

OK G going with this, thanks Philip.
Sent from my BlackBerry® wireless device

From: [REDACTED]
Date: Fri, 2 Jan 2015 20:14:53 +0000
To: Ross Gow<ross@acuityreputation.com>
Cc: Philip Barden<philip.barden@devonshires.co.uk>
Subject: FW: URGENT - this is the statement

Jane Doe 3 is Virginia Roberts so not a new individual.

The allegations made by Victoria Roberts against Ghislaine Maxwell are untrue.

The original allegations are not new and have been fully responded to and shown to be untrue

Each time the story is re told it changes with new salacious details about public figures and world leaders and now it is alleged by Ms Roberts that Alan Derschwitz is involved in having sexual relations with her, which he denies

Ms Roberts claims are obvious lies and should be treated as such and not publicised as news, as they are defamatory.



EXHIBIT 49
(Filed Under Seal)

TERMINATIONS

LAST NAME	FIRST NAME	
Rinker	Ross	Box #7
Rivera	Pablo	Box #3
Rivera	Eduardo	Box #2
Rivero	Alicia	Box #7
Robbins	Jody	Box #4
Roberts	Virginia	Box #4
Roberts	Walter	Box #4
Roberts	Diane	Box #3
Robsham	Lydie	Box #7
Rodriguez	Francisco	Box #4
Rodriguez	Abel	Box #3
Rodriguez	Kenia	Box #3
Rodriguez	Aristalia	Box #2
Rogers	Howard	Box #2
Romeus	Melege	Box #2
Rony	Jean	Box #2
Roqueta	Maria	Box #2
Rose	Cheryl	Box #2
Rosenberg	Bradley	Box #2
Rosier	Sandra	Box #2
Rotchford	Bernadette	Box #4
Rubio	Pascual	Box #2
Rueda	Maria	Box #4
Ruiz	Juan	Box #2
Rousseau	Heidi	Box #4
Russell	Kathryn	Box #4
Russotto	Vincent	Box #7
Ryan	Megan	Box #2
Ryan	Michael	Box #7
Saint Gerard	Manes	Box #7
Saint Surin	Jacquest	Box #2
Salloum	Adib	Box #2
Salman	David	Box #2
Salvador	Marian	Box #2
Sanford	Kevin	Box #5
Santos	Elimos	Box #2
Sasaki	Shoko	Box #7
Saunders	Sarah	Box #2
Savage	Angelia	Box #5
Savoie	Terry	Box #2
Scanlan	Peter	Box #5
Schlechter	Melissa	Box #5
Schmantowsky	Craig	Box #2
Schoonover	Richard	Box #2
Schroeder	Glenn	Box #5
Schumacher	Patricia	Box #2
Schwab	Emily	Box #2
Scotland	Jaycen	Box #7
Scott	Cecelia	Box #2

TERMINATIONS

LAST NAME	FIRST NAME	
Vasquez	Sosmar	Box #5
Vasquez	Christian	Box #2
Vaughn	Matthew	Box #2
Velasquez	Rodolfo	Box #2
Vidalis	Chantal	Box #2
Voluck	Justin	Box #2
Vyskrebentsev	Aleksey	Box #5
Wahl	Steven	Box #5
Walker	Sylvia	Box #7
Walkowiak	Toni	Box #7
Wallace	Philip	Box #2
Ward	Terry	Box #5
Webb	Jacob	Box #7
Weber	Ronald	Box #2
Weidner	James	Box #7
Weisman	Brian	Box #2
Wentworth	Gayle	Box #2
Weslowski	Elaine	Box #2
White	Scott	Box #5
Whitley	Deborah	Box #7
Whitney	Moriah	Box #7
Whittle	Tamara	Box #2
Wilburn	Jennifer	Box #2
Williams	Arhon	Box #2
Williams	Gretchen	Box #2
Williams	Jacqueline	Box #2
Williams	Ellen	Box #7
Williams	Kristin	Box #7
Willoughby	William	Box #2
Willson	Howard	Box #5
Willson	Joseph	Box #2
Woolf	Elena	Box #2
Wynn	Beverly	Box #2
Yancey	Kathryn	Box #2
Yancey	Scott	Box #7
Yeskey	Dean Martin	Box #5
Young	Todd	Box #2
Zervoulis	Matthew	Box #2
Zivkovic	Milo	Box #2
Zorn	Christopher	Box #7
Zwick	Danielle	Box #2

Box #1 1998 terms
Box #2 1998 & 1999 terms
Box #3 1999 terms
Box #4 2000 terms
Box #5 2000 terms
Box #6 2001 terms

EXHIBIT 50
(Filed Under Seal)

EXHIBIT12

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA**

Case No. 08-80736-Civ-Marra/Johnson

JANE DOE #1 and JANE DOE #2

v.

UNITED STATES

**JANE DOE #3 AND JANE DOE #4's CORRECTED MOTION PURSUANT TO RULE 21
FOR JOINDER IN ACTION**

COME NOW Jane Doe #3 and Jane Doe #4 (also referred to as "the new victims"), by and through undersigned counsel, to file this motion pursuant to Federal Rule of Civil Procedure 21 to join this action, on the condition that they not re-litigate any issues already litigated by Jane Doe #1 and Jane Doe #2 (also referred to as "the current victims"). The new victims have suffered the same violations of their rights under the Crime Victims' Rights Act (CVRA) as the current victims. Accordingly, they desire to join in this action to vindicate their rights as well. Because the new victims will not re-litigate any issues previously litigated by the current victims (and because they are represented by the same legal counsel as the current victims), the Government will not be prejudiced if the Court grants the motion. The Court may "at any time" add new parties to the action, Fed. R. Civ. P. 21. Accordingly, the Court should grant the motion.¹

FACTUAL BACKGROUND

¹ As minor victims of sexual offenses, Jane Doe #3 and Jane Doe #4 desire to proceed by way of pseudonym for the same reasons that Jane Doe #1 and Jane Doe #2 proceeded in this fashion. Counsel for the new victims have made their true identities known to the Government.

As the Court is aware, more than six years ago, Jane Doe #1 filed the present action against the Government, alleging a violation of her rights under the CVRA, 18 U.S.C. § 3771. DE1. She alleged that Jeffrey Epstein had sexually abused her and that the United States had entered into a secret non-prosecution agreement (NPA) regarding those crimes in violation of her rights. At the first court hearing on the case, the Court allowed Jane Doe #2 to also join the action. Both Jane Doe #1 and Jane Doe #2 specifically argued that the government had failed to protect their CVRA rights (inter alia) to confer, to reasonable notice, and to be treated with fairness. In response, the Government argued that the CVRA rights did not apply to Jane Doe #1 and Jane Doe #2 because no federal charges had ever been filed against Jeffrey Epstein.

The Court has firmly rejected the United States' position. In a detailed ruling, the Court concluded that the CVRA extended rights to Jane Doe #1 and Jane Doe #2 even though federal charges were never filed. DE 189. The Court explained that because the NPA barred prosecution of crimes committed against them by Epstein, they had "standing" to assert violations of the CVRA rights. *Id.* The Court deferred ruling on whether the two victims would be entitled to relief, pending development of a fuller evidentiary record. *Id.*

Two other victims, who are in many respects similarly situated to the current victims, now wish to join this action. The new victims joining at this stage will not cause any delay and their joinder in this case is the most expeditious manner in which to pursue their rights. Because the background regarding their abuse is relevant to the Court's assessment of whether to allow them to join, their circumstances are recounted here briefly.

Jane Doe #3's Circumstances

As with Jane Doe #1 and Jane Doe #2, Jane Doe #3 was repeatedly sexually abused by

Epstein. [REDACTED]

[REDACTED]

The Government was well aware of Jane Doe #3 when it was negotiating the NPA, as it listed her as a victim in the attachment to the NPA. Moreover, even a rudimentary investigation of Jane Doe #3's relationship to Epstein would have revealed the fact that she had been trafficked throughout the United States and internationally for sexual purposes. Nonetheless, the Government secretly negotiated a non-prosecution agreement with Epstein precluding any Federal prosecution in the Southern District of Florida of Epstein and his co-conspirators. As with Jane Doe #1, and Jane Doe #2, the Government concealed the non-prosecution agreement from Jane Doe #3 – all in violation of her rights under the CVRA – to avoid Jane Doe #3 from raising powerful objections to the NPA that would have shed tremendous public light on Epstein

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and other powerful individuals and that would likely have been prevented it from being concluded in the secretive manner in which it was.

Jane Doe #4's Circumstances

If permitted to join this action, Jane Doe #4 would allege, and could prove at trial, that she has CVRA claims similar to those advanced by Jane Doc #1 and Jane Doe #2, based on the following:

As with the other Jane Does, Jane Doe #4 was repeatedly sexually abused by Epstein. In or around the summer of 2002, Jane Doe #4, an economically poor and vulnerable sixteen-year-old child, was told by another one of Epstein's underage minor sex abuse victims, that she could make \$300 cash by giving an old man a massage on Palm Beach. An acquaintance of Jane Doe #4 (also a minor sexual abuse victim of Epstein) telephoned Epstein and scheduled Jane Doe #4 to go to Epstein's house to give him a massage. During that call, Epstein himself got on the phone (a means of interstate communication) with Jane Doe #4, asking her personally to come to his mansion in Palm Beach.

Jane Doe #4 then went to Epstein's mansion and was escorted upstairs to Epstein's large bathroom by one of Epstein's assistants. Shortly thereafter Jeffrey Epstein emerged and lay face down on the table and told Jane Doe #4 to start massaging him. Epstein asked Jane Doe #3 her age and she told him she had recently turned sixteen. Epstein subsequently committed illegal sexual acts against Jane Doc #4 on many occasions.

Epstein used a means of interstate communication (i.e., a cell phone) to arrange for these sexual encounters. Epstein also frequently travelled in interstate commerce (i.e., on his personal jet) for purposes of illegally sexually abusing Jane Doe #4.

The acts Epstein committed against Jane Doe #4, constituted numerous federal sex offenses, some of which do not carry a statute of limitations and thus are not time-barred. See 18 U.S.C. § 3283. And these offenses were the kinds of offenses that the Federal Bureau of Investigation (FBI) and U.S. Attorney's Office for the Southern District of Florida were pursuing in 2007. So far as Jane Doe #4 is aware, the U.S. Attorney's Office made no serious effort to locate her. Instead, after identifying approximately forty separate underage sexually abused victims, and apparently preparing a 53-page federal indictment and with full awareness of the existence of many victims like Jane Doe #4 – unidentified and not interviewed – it entered into a non-prosecution agreement barring prosecution of Epstein's federal crimes against these victims. This is contrary to the Government's normal approach in prosecuting federal sex offenses. It also violated Jane Doe #4's rights under the CVRA, including the fact that she had a "reasonable" right to confer with the U.S. Attorney's Office before they entered into an agreement with a sex offender barring prosecution of him for the crimes he committed against her. 18 U.S.C. § 3771(a)(5).

MOTION FOR JOINDER

Jane Doe #3 and Jane Doe #4 now both move to join this action filed by Jane Doe #1 and Jane Doe #2, pursuant to Rule 21 of the Federal Rules of Civil Procedure. Rule 21 provides that "[o]n motion or on its own, the court may at any time, on just terms, add . . . a party." Rule 21 "grants the court broad discretion to permit a change in the parties at any stage of a litigation." *Ford v. Air Line Pilots Ass'n Int'l*, 268 F. Supp. 2d 271, 295 (E.D.N.Y. 2003) (internal quotation omitted). The new victims should be allowed to join the current victims in this action under Rule 21.

The new victims will establish at trial that the Government violated their CVRA rights in the same way as it violated the rights of the other victims. The new victims' participation in this case is important because it appears that the Government intends to raise a factual defense that somehow it did keep Jane Doe #1 and Jane Doe #2 properly informed of what was happening in the criminal prosecution. Of course, if four victims all testify consistently that they were not properly informed by the Government (as we believe they will), that provides a stronger case for a CVRA violation.

In addition, Jane Doe #3 and Jane Doe #4's participation is relevant to a defense the Court has allowed the Government to raise. The Court has previously ruled that the victims' request for rescission of the NPA "implicates a fact-sensitive equitable defense which must be considered in the historical factual context of the entire interface between Epstein, the relevant prosecutorial authorities and the federal offense victims – including an assessment of the allegation of a deliberate conspiracy between Epstein and federal prosecutors to keep the victims in the dark on the pendency of negotiations between Epstein and federal authorities until well after the fact and presentation of the non-prosecution agreement to them as *a fait accompli*." DE 189 at 12 n.6 (emphasis added). Jane Doe #3's and Jane Doe #4's participation in this case will help to show what the "entire interface" was between the Government and the victims and thus to respond to the Government's estoppel arguments as well as other defenses that it appears to be preparing to raise. See, e.g., DE 62 (52-page response from the Government to the victim's summary judgment motion, raising numerous factually-based and other arguments against the victim's position).

Jane Doe #3's and Jane Doe #4's participation is also directly relevant to the discovery disputes currently pending in this case. The Government has raised various relevancy objections to the documents that Jane Doe #1 and Jane Doe #2 are attempting to obtain. The current victims have responded by explaining how these documents are relevant, including explaining how these documents might bear on the way in which Epstein used his powerful political and social connections to secure a favorable plea deal, as well as provide proof of the Government's motive to deliberately fail to investigate certain aspects of the victims' claims in an effort to maintain the secrecy of the facts and resolve the case without the victims' knowledge. *See, e.g.*, DE 266 at 6-10. Jane Doe #3 and Jane Doe #4's participation will help prove the relevancy of these requests, as well as the need for those requests.

One clear example is Request for Production No. 8, which seeks documents regarding Epstein's lobbying efforts to persuade the Government to give him a more favorable plea arrangement and/or non-prosecution agreement, including efforts on his behalf by Prince Andrew and former Harvard Law Professor Alan Dershowitz. Jane Doe #1 and Jane Doe #2 have alleged these materials are needed to prove their allegations that, after Epstein signed the non-prosecution agreement, his performance was delayed while he used his significant social and political connections to lobby the Justice Department to obtain a more favorable plea deal. *See, e.g.*, DE 225 at 7-8 (discussing DE 48 at 16-18). Jane Doe #3 has directly person knowledge of Epstein's connection with some of these powerful people and thus how Epstein might have used them to secure favorable treatment.

Adding two new victims to this case will not delay any of the proceedings. They will simply join in motions that the current victims were going to file in any event. For example, the

new victims will simply join in a single summary judgment motion that the current victims anticipate filing after discovery has been completed.

Nor will adding the new victims prejudice the United States. As the court is aware, this Court is still in its initial discovery stage. The Court is currently considering whether to reject the Government's assertion of privilege over documents regarding the case. See DE 265 (victims' reassertion of objections to the Government privilege claims). The new victims do not seek any additional discovery beyond that previously sought by the current victims.² Accordingly, the United States will not be prejudiced or burdened by adding them to this case.

The CVRA does not contain any statute of limitations for filing an action to enforce rights under the statute. Accordingly, were the Court to deny this motion, the result might be that the new victims would then be forced to file a separate suit raising their claims, which would then possibly proceed on a separate litigation track. Rather than require duplicative litigation, the Court should simply grant their motion to join.

Jane Doe #1 and Jane Doe #2 support the joinder motion. Counsel for the victims have discussed this motion with the Government at length in an effort to avoid any need to file a substantive pleading on the issue. Counsel for the victims asked the Government during the summer for its position on joinder. The Government, however, took the matter under advisement for months. Ultimately, after several inquiries from victims counsel, the Government indicated without explanation that it opposes this motion. Counsel for the victims has requested a meeting with the Government on this issue, which will hopefully occur in

² Jane Doe #3 and Jane Doe #4 have asked the Government to provide them with the record of their statements that they provided to the FBI. These FBI 302's should be only a few pages long.

January. In the meantime, however, counsel for the victims believe that it is no longer appropriate to delay filing this motion and accordingly file it at this time. Because the Government is apparently opposing this motion, Jane Doe #3 and Jane Doe #4 have described the circumstances surrounding their claims so that the Court has appropriate information to rule on the motion.

CONCLUSION

Jane Doe #3 and Jane Doe #4 should be allowed to join this action, pursuant to Rule 21 of the Federal Rules of Civil Procedure. Their joinder should be conditioned on the requirement that they not re-litigate any issues previously litigated by Jane Doe #1 and Jane Doe #2. A proposed order to that effect is attached to this pleading.

DATED: January 2, 2015

Respectfully Submitted,

/s/ Bradley J. Edwards
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Attorneys for Jane Doe #1 and Jane Doe #2

■ This daytime business address is provided for identification and correspondence purposes only and is not intended to imply institutional endorsement by the University of Utah

CERTIFICATE OF SERVICE

I certify that the foregoing document was served on January 2, 2015, on the following using

the Court's CM/ECF system:

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Attorneys for the Government

/s/ Bradley J. Edwards

EXHIBIT 51
(Filed Under Seal)

Florida DRIVER LICENSE CLASS E

The Sunshine State



[REDACTED]

VIRGINIA LEE ROBERTS
[REDACTED]
OXFORD, FL 33470-4921

SEX	HGT.	WEIGHT	REST.	ENDORSE
[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]

ISSUED 03-28-99 EXPIRES [REDACTED] DUPLICATE 12-07-01

Virginia Roberts
ORGAN DONOR
P010112070332

Operation of a motor vehicle constitutes consent to any sobriety test required by law.

SOCIAL SECURITY

SOCIAL SECUR

[REDACTED]

THIS NUMBER HAS BEEN ESTABLISHED FOR
VIRGINIA LEE ROBERTS

ADMINISTRATOR

Virginia Lee Roberts
SIGNATURE